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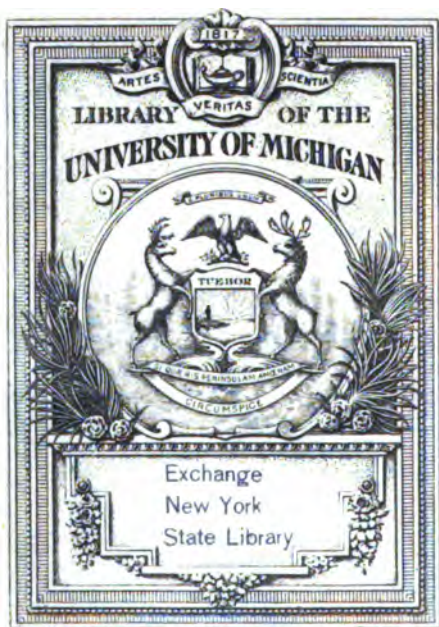
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JOURNAL
OF THE
A S S E M B L Y
OF THE
STATE OF NEW YORK
AT THEIR
ONE HUNDRED AND FORTY-FOURTH SESSION

**Begun and Held at the Capitol, in the City of Albany,
on Wednesday, the Fifth Day of January, 1921**

VOLUME I



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1921

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JOURNAL OF THE ASSEMBLY

STATE OF NEW YORK

ASSEMBLY CHAMBER IN THE CITY OF ALBANY

WEDNESDAY, JANUARY 5, 1921

Pursuant to section six of article ten of the Constitution of this State, the gentlemen whose names are given in the following list appeared in the Assembly Chamber. The said list contains the names of the representatives elected to the Assembly in the several districts as certified by the Secretary of State, viz.:

COUNTY	DIST.	NAME
Albany	1	Edgar C. Campbell.
	2	John T. Merrigan.
	3	James M. Gaffers.
Allegany		William Duke, Jr.
Bronx	1	Albert H. Henderson.
	2	Edward J. Flynn.
	3	Benjamin Antin.
	4	Samuel Orr.
	5	William Lyman.
	6	Thomas J. McDonald.
	7	Joseph V. McKee.
	8	Edward J. Walsh.
Broome	1	Edmund B. Jenks.
	2	Forman E. Whitcomb.
Cattaraugus		Leigh G. Kirkland.
Cayuga		L. Ford Hager.
Chautauqua	1	Judson S. Wright.
	2	Joseph A. McGinnies.
Chemung		John J. Richford.
Chenango		Bert Lord.
Clinton		Charles M. Harrington.

COUNTY	DIST.	NAME
Columbia		George H. Finch.
Cortland		Irving F. Rice.
Delaware		Lincoln R. Long.
Dutchess	1	Griswold Webb.
	2	Frank L. Gardner.
Erie	1	George E. D. Brady.
	2	John W. Slacer.
	3	August Seelbach.
	4	Andrew T. Beasley.
	5	Ansley B. Borkowski.
	6	George H. Rowe.
	7	Herbert A. Zimmerman.
	8	Nelson W. Cheney.
Essex		Fred L. Porter.
Franklin		Anson H. Ellsworth.
Fulton-Hamilton		Eberly Hutchinson.
Genesee		Charles P. Miller.
Greene		Frank G. Jacobs.
Herkimer		James A. Evans.
Jefferson		H. Edmund Machold.
Kings	1	John A. Warren.
	2	James J. Mullen.
	3	Frank J. Taylor.
	4	Peter A. McArdle.
	5	James H. Caulfield, Jr.
	6	John R. Crews.
	7	John J. Kelly.
	8	Michael J. Reilly.
	9	James T. Carroll.
	10	Leo V. Doherty.
	11	James F. Bly.
	12	James G. Moore.
	13	John J. Wackerman.
	14	Henry Jager.
	15	John J. McLoughlin.
	16	Leon G. Moses.
	17	Frederick A. Wells.

COUNTY	DIST.	NAME
Kings	18	Theodore Stitt.
	19	Francis X. Giaccone.
	20	John O. Gempier.
	21	Walter F. Clayton.
	22	Louis J. Druss.
	23	Charles Solomon.
Lewis		Miller B. Moran.
Livingston		George F. Wheelock.
Madison		J. Arthur Brooks.
Monroe	1	James A. Harris.
	2	Simon L. Adler.
	3	Harry B. Crowley.
	4	Gilbert L. Lewis.
	5	Franklin W. Judson.
Montgomery		Samuel W. McCleary.
Nassau	1	Thomas A. McWhinney.
	2	Theodore Roosevelt.
New York	1	Peter J. Hamill.
	2	Frank R. Galgano.
	3	Thomas F. Burchill.
	4	Samuel Dickstein.
	5	Charles D. Donohue.
	6	Sol Ullman.
	7	Noel B. Fox.
	8	Morris D. Reiss.
	9	Edward R. Rayher.
	10	Bernard Aronson.
	11	Frederick H. Nichols.
	12	John J. O'Connor.
	13	Robert B. Wallace.
	14	Frederick L. Hackenburg
	15	Joseph Steinberg.
	16	Maurice Bloch.
	17	Nathan Lieberman.
	18	Owen M. Kiernan.
	19	Marguerite L. Smith.
	20	Mario G. Di Pirro.

COUNTY	DIST.	NAME
New York	21	John C. Hawkins.
	22	Michael E. Reiburn.
	23	George N. Jesse.
Niagara	1	David E. Jeffery.
	2	Nicholas V. V. Franchot, 2d.
Oneida	1	H. W. Booth.
	2	Louis M. Martin.
	3	Chauncey J. Williams.
Onondaga	1	Manuel J. Soule.
	2	Gardner J. Chamberlin.
	3	Thomas K. Smith.
Ontario		Charles C. Sackett.
Orange	1	Arthur E. Brundage.
	2	Charles L. Mead.
Orleans		Frank H. Lattin.
Oswego		Ezra A. Barnes.
Otsego		Julian C. Smith.
Putnam		John R. Yale.
Queens	1	Peter A. Leininger.
	2	Bernhard Schwab.
	3	Edward J. Neary.
	4	Nicholas M. Pette.
	5	Ralph Halpern.
	6	Henry Baum.
Rensselaer	1	Hugh C. Morrissey.
	2	Arthur Cowee.
Richmond	1	Thomas F. Cosgrove.
	2	Ernest V. Frerichs.
Rockland		Gordon H. Peck.
St. Lawrence	1	Frank L. Seaker.
	2	Edward A. Everett.
Saratoga		Clarence C. Smith.
Schenectady	1	Harold E. Blodgett.
	2	William W. Campbell.
Schoharie		Harry M. Greenwald.
Schuyler		Clarence W. Hausner.
Seneca		George A. Dobson.

COUNTY	DIST.	NAME
Steuben	1	Ernest E. Cole.
	2	Delevan C. Hunter.
Suffolk	1	John G. Downs.
	2	Paul Bailey.
Sullivan		John G. Gray.
Tioga		Daniel P. Witter.
Tompkins		Casper Fenner.
Ulster		Simon B. Van Wagenen.
Warren		Stewart MacFarland.
Washington		Herbert A. Bartholomew.
Wayne		Charles H. Betts.
Westchester	1	Thomas Channing Moore.
	2	Walter W. Westall.
	3	Seabury C. Mastick.
	4	Mitchell Trahan.
	5	George Blakely.
Wyoming		Bert P. Gage.
Yates		James M. Lown.

The members were called to order at twelve o'clock, noon, by Fred W. Hammond, Clerk of the last Assembly.

The proceedings were opened with prayer by Rev. Creighton R. Storey.

The Clerk then called the roll as presented by the Secretary of State, and the following members responded:

Adler	Crowley	Hausner	McDonald	Schwab
Antin	Dickstein	Hawkins	McGinnies	Seaker
Aronson	Di Pirro	Henderson	McLoughlin	Seelbach
Bailey	Dobson	Hunter	McWhinney	Smith C C
Barnes	Doherty	Hutchinson	Mead	Smith J C
Bartholomew	Donohue	Jacobs	Merrigan	Smith M L
Baum	Downs	Jager	Miller	Smith T K
Beasley	Druss	Jeffery	Moore J G	Solomon
Betts	Duke	Jenks	Moore T C	Soule
Blakely	Evans	Jesse	Moran	Steinberg
Bloch	Everett	Judson	Morrissey	Taylor
Bly	Fenner	Kelly	Moses	Trahan
Booth	Fox	Kiernan	Mullen	Ullman
Borkowski	Franchot	Kirkland	Neary	VanWagenen
Brady	Frerichs	Lattin	Nichols	Wackerman
Brooks	Gage	Leininger	O'Connor	Wallace
Brundage	Galgano	Lewis	Orr	Walsh
Burchill	Gardner	Lieberman	Peck	Warren
Campbell E C	Gemppler	Long	Pette	Webb
Campbell W W	Giaccone	Lord	Porter	Wells

Caulfield	Gray	Lown	Rayher	Westall
Chamberlin	Greenwald	Lyman	Reilly	Wheelock
Cheney	Hackenburg	MacFarland	Reiss	Whitcomb
Clayton	Hager	Machold	Rice	Williams
Cole	Halpern	Martin	Richford	Witter
Cosgrove	Hamill	Mastick	Roosevelt	Wright
Cowee	Harrington	McArdle	Rowe	Yale
Crews	Harris	McCleary	Sackett	Zimmerman

A quorum having answered to their names, the Clerk announced the first business was the election of Speaker.

Mr. Martin offered for the consideration of the House a resolution, in the words following:

Resolved, That the House do now proceed to the election of Speaker; that the roll of members be called by the Clerk, and that each member, as his name is called, rise in his place and openly name his choice for such office.

The Clerk put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The House then proceeded to the election of Speaker.

The Clerk called the roll of members, whereupon each member, as his name was called, arose in his place and nominated as follows:

FOR H. EDMUND MACHOLD

Adler	Cowee	Hager	McCleary	Seelbach
Aronson	Crews	Halpern	McGinnies	Smith C C
Bailey	Orowley	Harrington	McWhinney	Smith J C
Barnes	Di Pirro	Harris	Mead	Smith M L
Bartholomew	Dobson	Hausner	Miller	Smith T K
Baum	Doherty	Hawkins	Moore J G	Soule
Betts	Downs	Hunter	Moore T C	Steinberg
Blakely	Druss	Hutchinson	Moran	Trahan
Blodgett	Duke	Jacobs	Morrissey	Ullman
Bly	Ellsworth	Jeffery	Moses	Van Wagenen
Booth	Evans	Jenks	Mullen	Wallace
Borkowski	Everett	Jesse	Neary	Warren
Brady	Fenner	Judson	Nichols	Webb
Brooks	Finch	Kirkland	Peck	Wells
Brundage	Fox	Lattin	Pette	Westall
Campbell E C	Franchot	Lewis	Rayher	Wheelock
Campbell W W	Frerichs	Lieberman	Reiss	Whitcomb
Carroll	Gage	Long	Rice	Williams
Caulfield	Gardner	Lord	Richford	Witter
Chamberlin	Gempfer	Lown	Roosevelt	Wright
Cheney	Giaccone	MacFarland	Rowe	Yale
Clayton	Gray	Martin	Sackett	Zimmerman
Cole	Greenwald	Mastick	Seaker	

114

FOR CHARLES D. DONOHUE

Antin	Dickstein	Kelly	McDonald	Reilly
Beasley	Galgano	Kiernan	McLoughlin	Schwab
Bloch	Hackenburg	Leininger	Merrigan	Taylor
Burchill	Hamill	Lyman	O'Connor	Wackerman
Cosgrove	Henderson	McArdle	Reiburn	Walsh

25

FOR CHARLES SOLOMON

Jager

Orr

Whole number of votes cast.....	141
H. Edmund Machold received.....	114
Charles D. Donohue received.....	25
Charles Solomon received.....	2

H. Edmund Machold having received a majority of all the votes cast, the Clerk declared him duly elected Speaker of the Assembly of 1921, and appointed Messrs. Martin and Donohue a committee to conduct the Speaker-elect to the chair.

Mr. Speaker on taking the chair addressed the House as follows:

Fellow Members: I thank you most heartily for the great honor which you have bestowed upon me. In accepting the office of Speaker of the Assembly of 1921, I do so with the full realization of the great responsibilities which go with it. I desire also at this time to extend to my predecessor in office my sincere thanks for the courtesies he has shown me in turning over the affairs of his office.

I assure you that I shall endeavor at all times to exercise the duties which come with this position fairly and courteously, and I trust that my conduct will warrant the confidence which you have bestowed upon me.

The Republican party is in complete control of both the executive and legislative branches of our State government. We, representing that party, are responsible for its success or failure. We have the opportunity of enacting legislation to carry into effect pledges which we made in our party platform and in our campaign. We can redeem these pledges to the people and achieve success in the conduct of the State's affairs. This can only be done through honest co-operation with the Governor of the State and with the Senate. Without this co-operation little can be accomplished. We will shortly receive from the Governor a message calling our attention to some of the problems which will confront us. This message should have the careful and earnest consideration of all, and each of us should feel a personal responsibility in shaping the legislation which is to be enacted at this

session. Only by approaching these problems with a sincerity of purpose and an honest desire to co-operate with each other can we succeed. The result of honest co-operation between all branches of the State government is bound to be beneficial to the people of the State and in this way many of the economies already suggested can be effected with no resulting loss of service to the State. Let us begin the year with a determination to carry on the work of the Legislature in an orderly and business-like manner. Let us make the State's business our business and conduct it to the credit of our party and for the benefit of the people of the State.

I sincerely trust that each one of you will feel free to call upon me at any time in order that we may have a free exchange of views in regard to the business of the House. I assure you that the office of the Speaker is open at all times to see each one of you that you may give me the opportunity of co-operating with you to the end, as I have said before, that we may expedite the business of this session.

I have no particular program of legislation other than I have heretofore stated, to announce to you. My experience in this House has shown me that the problems which confront each session of the Legislature arise in the course of time. Each one of you is interested in some particular form of legislation and I beseech you to have this legislation prepared for introduction at an early period in order that the House may speedily get down to business. I look forward to a short and successful session of the House, and with your cooperation and help I am sure this can be done.

Senators Fearon and Boylan, a committee from the Senate, appeared and announced that the Senate was organized and ready to proceed to business.

Senators Robinson and Cutillo, a committee from the Senate, appeared and announced that the Senate had elected Clayton R. Lusk president *pro tem.* of the Senate.

Mr. T. K. Smith offered for the consideration of the House a resolution, in the words following:

Resolved, That the House do now proceed to the election of Clerk; that the roll of members be called by the Clerk, and that each member, as his name is called, rise in his place and openly name his choice, for such office.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker directed the Clerk to call the roll, when each member, as his name was called, nominated as follows:

FOR FRED W. HAMMOND.

Adler	Howee	Hager	McCleary	Seelbach
Aronson	Crews	Harrington	McGinnies	Smith C C
Bailey	Crowley	Harris	McWhinney	Smith J C
Barnes	Di Pirro	Hausner	Mead	Smith M L
Bartholomew	Dobson	Hawkins	Miller	Smith T K
Baum	Doherty	Hunter	Moore J G	Soule
Betts	Downs	Hutchinson	Moore T C	Steinberg
Blakely	Druss	Jacobs	Moran	Trahan
Blodgett	Duke	Jeffery	Morrissey	Ullman
Bly	Ellsworth	Jenks	Moses	VanWagenen
Booth	Evans	Jesse	Mullen	Wallace
Borkowski	Everett	Judson	Neary	Warren
Brady	Fenner	Kirkland	Nichols	Webb
Brooks	Finch	Lattin	Peck	Wells
Brundage	Fox	Lewis	Pette	Westall
Campbell E C	Franchot	Lieberman	Rayher	Wheelock
Campbell W W	Frerichs	Long	Reiss	Whitcomb
Carroll	Gage	Lord	Rice	Williams
Caulfield	Gardner	Lown	Richford	Witter
Chamberlin	Genrpler	MacFarland	Roosevelt	Wright
Cheney	Giaccone	Machold	Rowe	Yale
Clayton	Gray	Martin	Sackett	Zimmerman
Cole	Greenwald	Mastick	Seaker	

114

FOR GEORGE J. BRANN.

Antin	Donohue	Kelly	McDonald	Reilly
Beasley	Galgano	Kiernan	McLoughlin	Schwab
Bloch	Greenburg	Leininger	Merrigan	Taylor
Burchill	Hamill	Lyman	O'Connor	Wackerman
Cosgrove	Henderson	McArdle	Reiburn	Walsh
Dickstein				

26

Whole number of votes cast..... 140

Fred W. Hammond received..... 114

George J. Brann..... 26

Fred W. Hammond, having received a majority of all the votes cast, Mr. Speaker declared Fred W. Hammond duly elected Clerk of the Assembly for 1921.

Mr. Speaker administered the oath of office to Fred W. Hammond, Clerk-elect.

Mr. Blakely offered for the consideration of the House a resolution, in the words following:

Resolved, That Harry W. Haines be and he hereby is elected sergeant-at-arms of the Assembly for the session of 1921.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared Harry W. Haines duly elected sergeant-at-arms of the Assembly for the session of 1921.

Mr. Mead offered for the consideration of the House a resolution, in the words following:

Resolved, That James B. Hulse be and he hereby is elected principal doorkeeper of the Assembly for the session of 1921.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared James B. Hulse duly elected principal doorkeeper of the Assembly for the session of 1921.

Mr. Gage offered for the consideration of the House a resolution, in the words following:

Resolved, That Walter S. Gay be and he hereby is elected first assistant doorkeeper of the Assembly for the session of 1921.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared Walter S. Gay duly elected first assistant doorkeeper of the Assembly for the session of 1921.

Mr. Bartholomew offered for the consideration of the House a resolution, in the words following:

Resolved, That Chas. H. Jackson be and he hereby is elected second assistant doorkeeper of the Assembly for the session of 1921.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared Chas. H. Jackson duly elected second assistant doorkeeper of the Assembly for the session of 1921.

Mr. Judson offered for the consideration of the House a resolution, in the words following:

Resolved, That George Munson be and he hereby is elected stenographer of the Assembly for the session of 1921.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker declared George Munson duly elected stenographer of the Assembly for the session of 1921.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed by the Speaker to wait upon the Governor and inform him that the Assembly is organized and ready to proceed to business.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Adler and Donohue.

Mr. Martin offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed by the Speaker to wait upon the Senate and inform that Honorable Body that the Assembly is organized and ready to proceed to business.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Martin and Taylor.

Mr. E. C. Campbell offered for the consideration of the House a resolution, in the words following:

Resolved, That the Clerk be requested to invite the clergymen of the city of Albany in charge of parishes to open the daily sessions of this Assembly with prayer.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McDonald	Schwab
Antin	Dickstein	Hausner	McGinnies	Seaker
Aronson	Di Pirro	Hawkins	McLoughlin	Seelbach
Bailey	Dobson	Henderson	McWhinney	Smith C C
Barnes	Doherty	Hunter	Mead	Smith J C
Bartholomew	Donohue	Hutchinson	Merrigan	Smith M L
Baum	Downs	Jacobs	Miller	Smith T K
Beasley	Druss	Jager	Moore J G	Solomon
Betts	Duke	Jeffery	Moore T O	Soule
Blakely	Ellsworth	Jenks	Moran	Steinberg
Bloch	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman

Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gage	Lewis	Peck	Warren
Campbell E C	Galgano	Lieberman	Pette	Webb
Campbell W W	Gardner	Long	Rayher	Wells
Carroll	Gempler	Lord	Reiburn	Westall
Caulfield	Giaccone	Lown	Reilly	Wheelock
Chamberlin	Gray	Lyman	Reiss	Whitcomb
Cheney	Greenwald	MacFarland	Rice	Williams
Clayton	Hackenburg	Martin	Richford	Witter
Cole	Hager	Mastick	Roosevelt	Wright
Cosgrove	Halpern	McArdle	Rowe	Yale
Cowee	Hamill	McCleary	Sackett	Zimmerman
Crews	Harrington			

Mr. Betts offered for the consideration of the House a resolution, in the words following:

Resolved, That upon the approval of the Speaker the Clerk of the Assembly be and hereby is directed to arrange seats for the accommodation of the representatives of the press.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Lown offered for the consideration of the House a resolution, in the words following:

Resolved, That the Clerk of the Assembly be authorized to make the usual contracts with the postmaster of the city of Albany and the express companies for the transmission of papers and documents.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McDonald	Schwab
Antin	Dickstein	Hausner	McGinnies	Seaker
Aronson	Di Pirro	Hawkins	McLoughlin	Seelbach
Bailey	Dobson	Henderson	McWhinney	Smith C C
Barnes	Doherty	Hunter	Mead	Smith J C
Bartholomew	Donohue	Hutchinson	Merrigan	Smith M L
Baum	Downs	Jacobs	Miller	Smith T K
Beasley	Druss	Jager	Moore J G	Solomon
Betts	Duke	Jeffery	Moore T C	Soule
Blakely	Ellsworth	Jenks	Moran	Steinberg
Bloch	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman

Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gage	Lewis	Peck	Warren
Campbell E C	Galgano	Lieberman	Pette	Webb
Campbell W W	Gardner	Long	Rayher	Wells
Carroll	Gempler	Lord	Reiburn	Westall
Caulfield	Giaccone	Lown	Reilly	Wheelock
Chamberlin	Gray	Lyman	Reiss	Whitcomb
Cheney	Greenwald	MacFarland	Rice	Williams
Clayton	Hackenburg	Martin	Richford	Witter
Cole	Hager	Mastick	Roosevelt	Wright
Cosgrove	Halpern	McArdle	Rowe	Yale
Cowee	Hamill	McCleary	Sackett	Zimmerman
Crews	Harrington			

Mr. Gage offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed by the Speaker to prepare ballots for the drawings of seats, to examine the same and report to the Assembly; after which the members shall retire to the rear and back of the railing in the Assembly Chamber and as their names are drawn from the box, shall come forward and make their choice and retain such seat until the close of the drawing.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Gage and Hamill.

Mr. Adler, from the committee appointed to wait upon the Governor and inform him that the Assembly was organized and ready to proceed to business, reported that they had performed that duty.

Mr. Martin, from the committee appointed to wait upon the Senate and inform that Honorable Body that the Assembly was organized and ready to proceed to business, reported that they had performed that duty.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That the rules of the Assembly as printed in the Clerk's Manual of 1920, with the following amendment:

Rule 19, under the heading "To consist each of thirteen members," strike out the word "War", be and hereby are adopted as the rules of the Assembly for 1921.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

A message from the Governor, by the hand of his Secretary, was received and read, in the words following:

(See Document.)

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That when the Legislature adjourns today, it be to meet again on Wednesday, January 12th, at 8:30 o'clock P. M.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Speaker presented the annual report of the Comptroller, which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the Roosevelt Memorial Commission, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Soldiers and Sailors' Home at Bath, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Superintendent of Banks, which was laid upon the table and ordered printed:

(See Document.)

Also, the annual report of the Transit Construction Commission, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the State Engineer and Surveyor, in the matter of Ellicott creek, which was laid upon the table and ordered printed.

(See Document.)

Mr. Speaker presented a communication from the court of general sessions of the city of New York, which was referred to the committee on the judiciary.

Mr. Speaker presented a communication from the executive committee of the American Chemical Society, which was referred to the committee on excise.

Mr. Gage, from the committee on drawing of seats, submitted the following report:

Your committee appointed on the drawing of seats would respectfully report and recommend that all members now serving their fifth term or longer be entitled to select their seats, and that the balance be divided into four classes, and be drawn in the order of their class.

First.—Members serving the fourth term in the Assembly shall be placed in class one and their names drawn.

Second.—Members serving their third term in the Assembly shall be placed in class two and their names drawn.

Third.—Members serving their second term in the Assembly shall be placed in class three and their names drawn, and the balance, those serving their first term, shall be placed in class four and their names drawn.

which report was agreed to.

The drawing of seats resulted as follows:

Adler	43	Borkowski	87
Antin	112	Brady	1
Aronson	118	Brooks	126
Bailey	127	Brundage	57
Barnes	137	Burchill	47
Bartholomew	139	Campbell, E. C.	94
Baum	82	Campbell, W. W.	122
Beasley	9	Carroll	132
Betts	6	Caulfield	8
Blakely	69	Chamberlin	63
Bloch	22	Cheney	34
Blodgett	105	Clayton	128
Bly	51	Cole	56
Booth	98	Cosgrove	77

Cowee	37	Hutchinson	64
Crews	123	Jacobs	95
Crowley	17	Jager	149
Dickstein	26	Jeffery	103
Di Pirro	150	Jenks	28
Dobson	32	Jesse	10
Doherty	50	Judson	71
Donohue	44	Kelly	75
Downs	5	Kiernan	76
Druss	144	Kirkland	134
Duke	19	Lattin	16
Ellsworth	130	Leininger	24
Evans	138	Lewis	125
Everett	103	Lieberman	142
Fenner	35	Long	12
Finch	140	Lord	13
Flynn	74	Lown	65
Fox	85	Lyman	116
Franchot	93	MacFarland	107
Frerichs	145	Martin	21
Gaffers	96	Mastick	131
Gage	39	McArdle	23
Galgano	111	McCleary	146
Gardner	18	McDonald	40
Gempler	88	McGinnies	42
Giaccone	143	McKee	73
Gray	148	McLoughlin	48
Greenwald	102	McWhinney	20
Hackenburg	110	Mead	14
Hager	36	Merrigan	114
Halpern	80	Miller	30
Hamill	46	Moore, J. G.	141
Harrington	106	Moore, T. C.	100
Harris	70	Moran	90
Hausner	58	Morrissey	104
Hawkins	52	Moses	147
Henderson	80	Mullen	11
Hunter	97	Neary	83

Nichols	119	Solomon	120
O'Connor	78	Soule	31
Orr	121	Steinberg	68
Peck	3	Stitt	91
Pette	84	Taylor	45
Porter	136	Trahan	29
Rayher	86	Ullman	27
Reiburn	113	Van Wagenen	99
Reilly	81	Wackerman	79
Reiss	117	Wallace	54
Rice	62	Walsh	115
Richford	33	Warren	124
Roosevelt	7	Webb	92
Rowe	66	Wells	15
Sackett	133	Westall	2
Schwab	25	Wheelock	38
Seaker	40	Whitcomb	53
Seelbach	55	Williams	101
Slacer	60	Witter	41
Smith, C. C.	59	Wright	135
Smith, J. C.	129	Yale	72
Smith, M. L.	4	Zimmerman	61
Smith, T. K.	67		

Mr. Rowe offered for the consideration of the House a resolution, in the words following:

Whereas, Charles Solomon, who, at the general election in November last, received the greatest number of votes cast for Member of this Assembly from the twenty-third district of the borough of Brooklyn, has heretofore been adjudged by the Assembly of the State of New York to be guilty of disloyalty to the United States of America and the State of New York and disqualified and ineligible to become a member of the Assembly of the State of New York; therefore, be it

Resolved, That said Charles Solomon be, and he hereby is, excluded from membership in this Assembly for the legislative year nineteen hundred and twenty-one; and be it further

Resolved, That the office of Member of Assembly in the twenty-third district of the borough of Brooklyn be, and hereby is, declared vacant.

which was referred to the committee on the judiciary.

Mr. Carroll offered for the consideration of the House a resolution, in the words following:

Whereas, Samuel Orr, who, at the general election in November last, received the greatest number of votes cast for Member of this Assembly from the fourth district of the county of Bronx, is a member of the Socialist Party of America and was so elected upon the platform of that party; and

Whereas, The Socialist Party of America aims to establish a Socialist proletarian commonwealth; and

Whereas, The sovereign people is committed to the exercise of sovereignty through a representative democratic republic of the whole people; and

Whereas, The establishment of a proletarian commonwealth as advocated by the Socialist Party of America can be accomplished only by the overthrow of our representative democratic form of government, the maintenance of which is guaranteed by the Constitutions of the United States of America and of this State; and

Whereas, The aims of the Socialist Party of America are in conflict with the oath of office required by the Constitution of the State of New York to be taken by the said Samuel Orr as a member of this Assembly; therefore, be it

Resolved, That the said Samuel Orr is ineligible to represent the people of the fourth district of the county of Bronx and he is hereby excluded from membership in this Assembly for the legislative year nineteen hundred and twenty-one; and be it further

Resolved, That the office of Member of Assembly in the fourth district of the county of Bronx be, and hereby is, declared vacant.

which was referred to the committee on the judiciary.

Mr. Carroll offered for the consideration of the House a resolution, in the words following:

Whereas, Henry Jager, who, at the general election in November last, received the greatest number of votes cast for Member of this Assembly from the fourteenth district of the county of Kings, is a member of the Socialist Party of America and was so elected upon the platform of that party; and

Whereas, The Socialist Party of America aims to establish a Socialist proletarian commonwealth; and

Whereas, The sovereign people is committed to the exercise of sovereignty through a representative democratic republic of the whole people; and

Whereas, The establishment of a proletarian commonwealth as advocated by the Socialist Party of America can be accomplished

only by the overthrow of our representative democratic form of government, the maintenance of which is guaranteed by the Constitutions of the United States of America and of this State; and

Whereas, The aims of the Socialist Party of America are in conflict with the oath of office required by the Constitution of the State of New York to be taken by the said Henry Jager as a Member of this Assembly; therefore, be it

Resolved, That the said Henry Jager is ineligible to represent the people of the fourteenth district of the county of Kings and he is hereby excluded from membership in this Assembly for the legislative year nineteen hundred and twenty-one; and be it further

Resolved, That the office of Member of Assembly in the fourteenth district of the county of Kings be, and hereby is, declared vacant.

which was referred to the committee on the judiciary.

Mr. Halpern offered for the consideration of the House a resolution, in the words following:

Whereas, Charles Solomon of the twenty-third district, county of Kings, was elected a Member of the Assembly for the year nineteen hundred and twenty-one; and

Whereas, During the annual session of the year nineteen hundred and twenty, the judiciary committee, pursuant to resolution duly adopted and after an extended investigation, recommended that the said Charles Solomon, together with certain other Socialist Assemblymen, be declared ineligible and disqualified to occupy seats in the Assembly, which report was later adopted by the Assembly and said seats declared vacant; and

Whereas, The said Charles Solomon at the special election held to fill the vacancy caused by his disqualification was again elected to the Assembly and for the second time, by a resolution of the Assembly duly adopted, declared ineligible and his seat again declared vacant; now, therefore, be it

Resolved, That under the facts and circumstances of this case Charles Solomon is disqualified to hold a seat in the Assembly of the State of New York as a member thereof, and that the seat to which he was elected be declared vacant.

which was referred to the committee on the judiciary.

The Speaker announced the following appointments:

Assistant Clerk	E. W. Moses
Journal Clerk.....	W. K. Mansfield
Index Clerk.....	R. C. Derrick

Deputy Clerk.....	Sidney C. Hull
Deputy Clerk.....	Charles H. Clark
Financial Clerk.....	C. Eugene Boyden
Speaker's Clerk.....	D. F. Griggs
Speaker's Stenographer.....	Kathryn Cullen
Postmaster.....	James H. Underwood
Assistant Postmaster.....	Fred M. Askins
Committee Clerk.....	David Ellmore
General Clerk.....	Henry A. Spencer
Clerk to Majority Leader.....	Walter F. Berry
Clerk to Minority Leader.....	Albert E. Hoyt
Clerk to Ways and Means Committee.....	Almiron E. Sperry
Messenger Minority Leader.....	Vivany S. Moore
Stenographer Minority Leader.....	Josephine M. Corscadden

The Senate returned the concurrent resolution in relation to a recess, with a message that they have concurred in the passage of the same.

The privileges of the floor were extended to Hon. Ida B. Sammis.

Mr. Slacer was excused on account of illness.

Pursuant to concurrent resolution Mr. Speaker declared the House adjourned until Wednesday, January 12th, at eight-thirty o'clock P. M.

WEDNESDAY, JANUARY 12, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler the reading of the journal of Wednesday, January 5th, was dispensed with and the same was approved.

Mr. Speaker presented the Third Annual Report of the Department of State Police, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the State Reservation at Niagara, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the State Engineer and Surveyor, which was laid upon the table and ordered printed.'

(See Document.)

Also, the Twenty-seventh Annual Report of the Woman's Relief Corps Home at Oxford, which was laid upon the table and ordered printed.

(See Document.)

Also, the communication of the board of estimate and apportionment of New York city, which was laid upon the table and ordered printed.

(See Document.)

Mr. Speaker announced the following committees for the season of 1921:

COMMITTEE ON WAYS AND MEANS

Messrs. McGinnies of Chautauqua; Seaker of St. Lawrence; Lord of Chenango; Fenner of Tompkins; Yale of Putnam; Mead of Orange; Hutchinson of Fulton-Hamilton; Steinberg of New York; Moore of Westchester; Harrington of Clinton; Roosevelt of Nassau; Mullen of Kings; Hamill of New York; Leininger of Queens; Beasley of Erie.

COMMITTEE ON JUDICIARY

Messrs. Martin of Oneida; Rowe of Erie; Lown of Yates; Jenks of Broome; Everett of St. Lawrence; Stitt of Kings; Ullman of New York; Smith of Onondaga; Westall of Westchester; Moran of Lewis; Barnes of Oswego; Bloch of New York; McKee of Bronx.

COMMITTEE ON GENERAL LAWS

Messrs. Richford of Chemung; Booth of Oneida; Brady of Erie; Neary of Queens; Halpern of Queens; Blodgett of Schenectady; Druss of Kings; Warren of Kings; Aronson of New York; Borkowski of Erie; O'Connor of New York; Walsh of Bronx; Galgano of New York.

COMMITTEE ON CODES

Messrs. Duke of Allegany; Jenks of Broome; Zimmerman of Erie; Hawkins of New York; Cole of Steuben; Harrington of Clinton; Carroll of Kings; Fox of New York; Evans of Herkimer; Campbell of Schenectady; Flynn of Bronx; Dickstein of New York; Henderson of Bronx.

COMMITTEE ON AFFAIRS OF CITIES

Messrs. Blakely of Westchester; Wells of Kings; Whitcomb of Broome; Slacer of Erie; Booth of Oneida; Crowley of Monroe; Chamberlin of Onondaga; Gaffers of Albany; Jesse of New York; Blodgett of Schenectady; Pette of Queens; McArdle of Kings; Kiernan of New York.

COMMITTEE ON AGRICULTURE

Messrs. Witter of Tioga; Lord of Chenango; Cowee of Rensselaer; Gage of Wyoming; Soule of Onondaga; Long of Delaware; Rice of Cortland; Webb of Dutchess; Betts of Wayne; Greenwald of Schoharie; Porter of Essex; Gray of Sullivan; Brooks of Madison.

COMMITTEE ON INTERNAL AFFAIRS

Messrs. Wheelock of Livingston; Cheney of Erie; Hager of Cayuga; Harris of Monroe; Miller of Genesee; Smith of Saratoga; Dobson of Seneca; Van Wagenen of Ulster; Yale of Putnam; Finch of Columbia; Kirkland of Cattaraugus; Bartholomew of Washington; Ellsworth of Franklin.

COMMITTEE ON RAILROADS

Messrs. Seaker of St. Lawrence; Yale of Putnam; Caulfield of Kings; Trahan of Westchester; Baum of Queens; Wallace of New York; Kirkland of Cattaraugus; Finch of Columbia; Frerichs of Richmond; Nichols of New York; Reilly of Kings; Hamill of New York; Taylor of Kings.

COMMITTEE ON ELECTRICITY, GAS AND WATER SUPPLY

Messrs. Fenner of Tompkins; Slacer of Erie; Whitecomb of Broome; Campbell of Albany; Gempier of Kings; Halpern of Queens; Lewis of Monroe; Sackett of Ontario; Reiss of New York; Porter of Essex; Crews of Kings; McLoughlin of Kings; Leininger of Queens.

COMMITTEE ON INSURANCE

Messrs. Gardner of Dutchess; Crowley of Monroe; Caulfield of Kings; Morrissey of Rensselaer; MacFarland of Warren; Seelbach of Erie; Doherty of Kings; Franchot of Niagara; Gaffers of Albany; Trahan of Westchester; Rayher of New York; McDonald of Bronx; Cosgrove of Richmond.

COMMITTEE ON BANKS

Messrs. Cheney of Erie; Mead of Orange; Gardner of Dutchess; Hunter of Steuben; Wheelock of Livingston; Hawkins of New York; Dobson of Seneca; McCleary of Montgomery; Warren of Kings; Moran of Lewis; Druss of Kings; Merrigan of Albany; Wackerman of Kings.

COMMITTEE ON TAXATION AND RETRENCHMENT

Messrs. Judson of Monroe; Chamberlin of Onondaga; Downs of Suffolk; Moore of Westchester; Van Wagenen of Ulster; Morrissey of Rensselaer; Bly of Kings; Franchot of Niagara; Rayher of New York; Frerichs of Richmond; Lieberman of New York; Reiburn of New York; Lyman of Bronx.

COMMITTEE ON PUBLIC EDUCATION

Messrs. Harris of Monroe; Soule of Onondaga; Gage of Wyoming; Peck of Rockland; Miss M. L. Smith of New York; Jacobs of Greene; Greenwald of Schoharie; Wright of Chautauqua; Bailey of Suffolk; Moses of Kings; McKee of Bronx; McArdle of Kings; O'Connor of New York.

COMMITTEE ON PUBLIC HEALTH

Messrs. Lattin of Orleans; Smith of Saratoga; Rowe of Erie; Miss M. L. Smith of New York; Jesse of New York; Hausner of Schuylers; Smith of Otsego; Sackett of Ontario; Wright of Chautauqua; Lewis of Monroe; Clayton of Kings; Bloch of New York; Henderson of Bronx.

COMMITTEE ON AFFAIRS OF VILLAGES

Messrs. McWhinney of Nassau; Judson of Monroe; Hunter of Steuben; Rice of Cortland; Peck of Rockland; Hutchinson of Fulton-Hamilton; Evans of Herkimer; Mastick of Westchester; Bailey of Suffolk; Ellsworth of Franklin; Smith of Otsego; Gray of Sullivan; Beasley of Erie.

COMMITTEE ON CANALS

Messrs. Zimmerman of Erie; Judson of Monroe; Booth of Oneida; Hawkins of New York; Jeffery of Niagara; Blodgett of Schenectady; Dobson of Seneca; Smith of Onondaga; Giaccone of Kings; Bartholomew of Washington; Barnes of Oswego; Beasley of Erie; Merrigan of Albany.

COMMITTEE ON EXCISE

Messrs. Gage of Wyoming; Richford of Chemung; Long of Delaware; Hager of Cayuga; Betts of Wayne; Williams of Oneida; Seelbach of Erie; Witter of Tioga; Moore of Kings; Di Pirro of New York; Schwab of Queens; Burchill of New York; Orr of Bronx.

COMMITTEE ON LABOR AND INDUSTRIES

Messrs. Brady of Erie; Downs of Suffolk; Lattin of Orleans; Miller of Genesee; Lown of Yates; Roosevelt of Nassau; Jacobs of Greene; Jeffery of Niagara; McCleary of Montgomery; Mastick of Westchester; Kelly of Kings; Hackenburg of New York; Antin of Bronx.

COMMITTEE ON REVISION

Messrs. Hunter of Steuben; Witter of Tioga, Martin of Oneida; Rice of Cortland; Blakely of Westchester; McGinnies of Chautauqua; Zimmerman of Erie; Aronson of New York; Brooks of Madison; Bartholomew of Washington; Nichols of New York; Leininger of Queens; Hamill of New York.

COMMITTEE ON CONSERVATION

Messrs. Everett of St. Lawrence; Cowee of Rensselaer; Hutchinson of Fulton-Hamilton; Downs of Suffolk; Jacobs of Greene; MacFarland of Warren; Hausner of Schuyler; Williams of Oneida; Brundage of Orange; Smith of Onondaga; Westall of Westchester; Jeffery of Niagara; Merrigan of Albany.

COMMITTEE ON COMMERCE AND NAVIGATION

Messrs. Caulfield of Kings; Cowee of Rensselaer; Ullman of New York; Seelbach of Erie; Hausner of Schuyler; Aronson of New York; Campbell of Schenectady; McArdle of Kings; Schwab of Queens; Reilly of Kings; Orr of Bronx.

COMMITTEE ON CHARITABLE AND RELIGIOUS SOCIETIES

Messrs. Peck of Rockland; Smith of Saratoga; Webb of Dutchess; Williams of Oneida; MacFarland of Warren; Pette of Queens; Trahan of Westchester; Clayton of Kings; Borkowski of Erie; McDonald of Bronx; Burchill of New York; McLoughlin of Kings; Solomon of Kings.

COMMITTEE ON PENAL INSTITUTIONS

Messrs. Hager of Cayuga; Soule of Onondaga; Gardner of Dutchess; Harrington of Clinton; Brundage of Orange; Gempler of Kings; Wallace of New York; Doherty of Kings; Morrissey of Rensselaer; Giaccone of Kings; Crews of Kings; Hackenburg of New York; Galgano of New York.

COMMITTEE ON MILITARY AFFAIRS

Messrs. Wells of Kings; Webb of Dutchess; Steinberg of New York; Wallace of New York; Brundage of Orange; Neary of Queens; Fox of New York; Wheelock of Livingston; Roosevelt of Nassau; Carroll of Kings; Barnes of Oswego; McLoughlin of Kings; Walsh of Bronx.

COMMITTEE ON PUBLIC PRINTING

Messrs. Betts of Wayne; Chamberlin of Onondaga; Long of Delaware; Duke of Allegany; Campbell of Albany; Baum of Queens; Stitt of Kings; Moses of Kings; Kiernan of New York; McDonald of Bronx; Solomon of Kings.

COMMITTEE ON CLAIMS

Messrs. Steinberg of New York; McWhinney of Nassau; Mullen of Kings; Pette of Queens; Gempler of Kings; Reiss of New York; Moore of Kings; Di Pirro of New York; Giaccone of Kings; Dickstein of New York; Wackerman of Kings.

COMMITTEE ON PUBLIC INSTITUTIONS

Messrs. Mead of Orange; Everett of St. Lawrence; Cheney of Erie; Campbell of Albany; Bly of Kings; Harris of Monroe; Baum of Queens; Brooks of Madison; Cosgrove of Richmond; Antin of Bronx; Jager of Kings.

COMMITTEE ON SOLDIERS' HOME

Messrs. Lord of Chenango; Wells of Kings; Whitcomb of Broome; Cole of Steuben; Fox of New York; Halpern of Queens; Lown of Yates; Sackett of Ontario; Burchill of New York; Kelly of Kings; Flynn of Bronx.

COMMITTEE ON RULES

Messrs. Machold of Jefferson; Adler of Monroe; Seaker of St. Lawrence; McWhinney of Nassau; Jenks of Broome; Donohue of New York; Taylor of Kings.

COMMITTEE ON PRINTED AND ENGROSSED BILLS

Messrs. Miller of Genesee; Fenner of Tompkins; Cole of Steuben; Westall of Westchester; Reilly of Kings.

COMMITTEE ON SOCIAL WELFARE

Miss M. L. Smith of New York; Messrs. Duke of Allegany; Brady of Erie; Bly of Kings; Doherty of Kings; Neary of Queens; Lieberman of New York; Schwab of Queens; Reiburn of New York; Lyman of Bronx; Jager of Kings.

A message from the Governor by the hand of his secretary was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, N. Y., *January 12, 1921.*

To the Legislature:

The open and notorious violation of the act passed by Congress to enforce the 18th Amendment of the Federal Constitution, the serious crimes and flagrant acts of corruption, committed in connection therewith, and the scandalous contempt for law engendered thereby require prompt measures to promote law and order, and to restore as far as possible respect for law by compelling obedience to law.

Certain propositions authoritatively settled by the United States Supreme Court should govern our action, viz.:

1. The 18th Amendment "is operative throughout the entire territorial limits of the United States, binds all legislative bodies,

courts, public officers and individuals within those limits, and of its own force invalidates every legislative act — whether by Congress, by a State legislature, or by a Territorial assembly — which authorizes or sanctions what the section prohibits.”

2. The concurrent power to enforce the amendment conferred on Congress and the several states “does not enable Congress or the several States to defeat or thwart the prohibition, but only to enforce it by appropriate means.”

3. The Volstead Act is the law of the land, universally operative regardless of action or inaction by the states.

4. The amendment prohibits the manufacture, sale, transportation, importation and exportation of intoxicating liquors for beverage purposes.

5. The Volstead Act defines intoxicating liquors as those containing one-half of one per centum or more of alcohol by volume which are fit for use for beverage purposes.

I take it that there can be no difference of view upon the proposition that the present liquor tax statute of this State should be repealed at least in so far as it conflicts with the Volstead Act. The question then arises whether further action should be taken by the legislature and, if so, what?

No action of the legislature can make the Volstead Act either more or less binding. That act is the law and so long as it remains on the statute books will continue to be the law binding on everyone in the State, irrespective of any action the State may take or fail to take. The sole question is whether the State should adopt measures to aid in the enforcement of the law.

After careful consideration, I have reached the conclusion that the State should itself aid in the enforcement of the law, and I base that conclusion principally on the following reasons:

1. As it is the duty of the citizen to respect and obey the law, so it is the duty of the State to promote law and order by compelling as far as possible obedience to law. The 18th Amendment as interpreted by the Supreme Court of the United States confers concurrent power on the states to enable them to discharge that duty.

2. The present conditions are intolerable. According to current reports the law not only is being openly and flagrantly vio-

lated, but has become the cause of the most scandalous corruption. When war prohibition went into effect, the law-abiding in the liquor business discontinued the traffic. The lawless took advantage of the situation to make unlawful gain, and the illicit traffic thus engendered disturbs the good order and corrupts the morals of the community. The State cannot remain indifferent to that condition. No citizen who desires social order and well being can remain indifferent to it irrespective of what his views on the subject of prohibition may be.

3. The Federal Government can enforce such a law only at enormous expense and with an army of agents in every State.

4. That manner of enforcement will strongly tend to break down State power, the maintenance of which is essential to the preservation of our scheme of government.

5. The prohibition of manufacture and importation may most effectively be enforced by the Federal Government but the other prohibited acts can best be enforced by local officers.

6. The State may render effective aid in preventing all of the prohibited acts, thus lessening the necessity of Federal enforcement and directly contributing to the maintenance of law and order essential to the security of every citizen.

I do not think a State department to enforce the law is either necessary or expedient, and I recommend the repeal of the existing Liquor Tax Law, which will necessarily abolish the Excise Department. Care should, of course, be exercised in such repeal so that its operation may be prospective only. Pending proceedings and prosecutions might well be committed to the Attorney General.

As the manufacture and sale for certain purposes is not unlawful, it may be an aid to enforcement to have certificates therefor issued by some State agency upon the payment of a fee sufficient to pay the cost thereof and upon giving an undertaking to comply with the law with sufficient penalty to assure compliance. That might well be committed to a bureau in the State Tax Department.

The law should define the prohibited acts in as simple and concise language as possible, conformable to the 18th Amendment and the Volstead Act. Penalties for a violation of the act should

correspond with those prescribed by the Volstead Act and I think a prosecution under the latter act should bar one under the State act.

There should be provision for seizure and forfeiture of liquor illegally possessed, as well as for prosecution of offenders.

I think that suitable enforcement provisions should be incorporated in the Penal Law and the Code of Criminal Procedure and that the enforcement of the law should be confided to peace officers and prosecuting attorneys as is the case with other laws. That will, at least, make it possible for law-abiding communities to prevent the flagrant violations of law now occurring in their midst. It should make it possible to prevent flagrant and open violations of law anywhere. I am not unmindful of the fact that it is difficult to enforce such a law in any community where public opinion does not support such enforcement, but we have nothing to do with the policy or the wisdom of the law. That has been determined in the manner provided by the Constitution, and we who are sworn to support the Constitution must take it as we find it.

The honest enforcement of the law may lead to its modification, the tolerated disobedience of it can only breed disorder and create contempt for all law.

I urge the speedy passage of an effective enforcement act conformable to the Act of Congress on the subject.

(Signed) NATHAN L. MILLER.

A message from the Governor, by the hand of his secretary, was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, N. Y., *January 12, 1921.*

To the Legislature:

Under section 201 of the "Transportation Act 1920," barges, tugs and other equipment, acquired by the Federal Government under the United States Railroad Administration Act, were transferred to the Secretary of War, who has continued operation of them for commercial purposes.

A resolution was introduced by Senator Wadsworth at the last session of Congress, to restrict the meaning of section 201 of the Transportation Act so as not to authorize the Secretary of War to operate boats, barges, tugs or other transportation facilities upon the New York State Barge canal. That resolution passed the Senate but failed in the House. The State of New York then urged that such equipment be transferred to it for charter or sale by it. The Wadsworth resolution has been reintroduced in Congress and is now in committee. A resolution under date of January 5, 1921, was adopted by the Canal Board of the State, requesting the discontinuance of Federal operation and further recommending that the equipment now used and operated by the Federal Government on the barge canal be sold and that in such sale, preferential and prior rights to purchase be granted to citizens of the State of New York whose intention it will be to operate such equipment on the canals of this State.

I am advised that the effort of the State to secure either preferential treatment of its citizens in the purchase of such equipment or the transfer thereof to the State itself may defeat the passage of the Wadsworth resolution. The discontinuance of Federal operation is the matter of primary importance. Such operation has thus far prevented the development of transportation on the Barge canal, as private capital will not construct barges to compete with the Government. It is of the highest importance that the policy with respect to the canal be settled speedily and as long in advance of the opening of navigation on the canal as possible. If the Government barges should be transferred to other waters either by the Government itself or upon a transfer to private ownership, a temporary shortage of transportation equipment might result, but that is infinitely to be preferred to the continued Federal operation which will prevent the further development of transportation.

In case the Federal Government should sell its equipment now on the Barge canal, the citizens of this State will of necessity be in the most advantageous position to purchase. In any case, it will be a grave error for the State even to delay the passage of the Wadsworth resolution by the attempt to secure preferential treatment either of the State or its citizens.

I, therefore, urge the speedy adoption of a resolution by the legislature requesting Congress to pass the Wadsworth resolution without change.

(Signed) NATHAN L. MILLER.

Mr. Adler introduced a bill entitled "An act to amend chapter two hundred and thirty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act creating the hospital development commission, defining its powers and duties, authorizing contracts for new buildings in connection with the Utica State Hospital and the Middletown State Hospital, and making appropriations for such purpose and for the expense of the hospital development commission,' in relation to number of members of such commission" (Int. No. 1), which was read the first time and referred to the committee on ways and means.

Mr. Antin introduced a bill entitled "An act to amend the New York City Municipal Court Code, in relation to costs in actions for rent or rental value" (Int. No. 2), which was read the first time and referred to the committee on codes.

Mr. Baum introduced a bill entitled "An act to amend the General Construction Law, in relation to making armistice day a holiday" (Int. No. 3), which was read the first time and referred to the committee on the judiciary.

Also, "An act to provide for a moratorium on the foreclosure of certain mortgages" (Int. No. 4), which was read the first time and referred to the committee on the judiciary.

Mr. Betts introduced a bill entitled "An act to amend the General Construction Law, in relation to standard time" (Int. No. 5), which was read the first time and referred to the committee on agriculture.

Also, "An act to amend the County Law and the Legislative Law, in relation to eliminating the publication of Session Laws in newspapers" (Int. No. 6), which was read the first time and referred to the committee on public printing.

Also, "An act making an appropriation for the construction and improvement to those portions of State route twenty lying within the village of Clyde and Newark" (Int. No. 7), which was read the first time and referred to the committee on ways and means.

Also, "An act authorizing the State Commissioner of Highways to construct a bridge across Great Sodus bay in the town of Huron, Wayne county, New York, and making an appropriation therefor" (Int. No. 8), which was read the first time and referred to the committee on ways and means.

Also, "An act in relation to regulating the sale and disposition of securities, constituting chapter seventy-three of the Consolidated Laws" (Int. No. 9), which was read the first time and referred to the committee on the judiciary.

Mr. Blakley introduced a bill entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to assesment of real property" (Int. No. 10), which was read the first time and referred to the committee on affairs of cities.

Mr. Bloch introduced a bill entitled "An act to amend the Penal Law, in relation to punishment of robbery in first degree" (Int. No. 11), which was read the first time and referred to the committee on codes.

Also, "An act to amend the General Business Law, in relation to monopolies" (Int. No. 12), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Penal Law, in relation to conspiracies" (Int. No. 13), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Labor Law, in relation to hours of labor of minors and women" (Int. No. 14), which was read the first time and referred to the committee on labor and industries.

Also, "Concurrent resolution of the Senate and Assembly amending section four of article three of the Constitution repealing section five of article three thereof and inserting in the place thereof a new section, in relation to enumeration and apportionment of Senators and Assemblymen" (Int. No. 15), which was read the first time and referred to the committee on the judiciary.

Also, "An act to protect the health, morals and welfare of women and minors employed in industry by establishing a State minimum wage commission and providing for the determination

of living wages for women and minors" (Int. No. 16), which was read the first time and referred to the committee on labor and industries.

Mr. Burchill introduced a bill entitled "An act to amend the General Municipal Law, in relation to the payment to guardians of awards made by child welfare boards" (Int. No. 17), which was read the first time and referred to the committee on affairs of cities.

Mr. Cole introduced a bill entitled "An act to provide for the erection of a State armory in the city of Corning, the acquisition of a site therefor, making an appropriation therefor and providing for the issuance of certificates of indebtedness or bonds by the county of Steuben to meet certain expenses in connection therewith" (Int. No. 18), which was read the first time and referred to the committee on ways and means.

Mr. Cosgrove introduced a bill entitled "An act to amend the Penal Law, in relation to vessels discharging oil and other refuse matters within the waters of this State" (Int. No. 19), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Greater New York charter, establishing the department of ferries" (Int. No. 20), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Public Health Law, in relation to prohibiting the transportation of garbage, refuse, dead animals and other noxious or deleterious matter from one county of the State to another without consent of the State Commissioner of Health and local authorities" (Int. No. 21), which was read the first time and referred to the committee on public health.

Also, "An act to amend the Public Health Law, in relation to consents for the maintenance and operation of garbage and rendering plants" (Int. No. 22), which was read the first time and referred to the committee on public health.

Also, "An act to amend the Military Law, in relation to the erection of an armory in the borough of Richmond, city of New York" (Int. No. 23), which was read the first time and referred to the committee on military affairs.

Also, "An act to amend chapter one hundred and seventy-eight of the Laws of nineteen hundred and nineteen, entitled 'An act to provide for the acquisition of lands and the construction of a tunnel or tunnels jointly with the State of New Jersey, for vehicular and pedestrian traffic under the Hudson river and between the States of New York and New Jersey, and making an appropriation therefor,' in relation to certain increased powers of the New York State Bridge and Tunnel Commission" (Int. No. 24), which was read the first time and referred to the committee on ways and means.

Mr. Dickstein introduced a bill entitled "An act to amend the Penal Law, by authorizing the pursuit of their businesses and occupations by certain persons on the first day of the week" (Int. No. 25), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Municipal Court Act of the City of New York, in relation to the district for the commencement of an action for the rental value, use or occupation of real property" (Int. No. 26), which was read the first time and referred to the committee on codes.

Mr. Donohue introduced a bill entitled "An act to amend the Penal Law, in relation to the prohibition of the use of device of arms of the State on certain vehicles" (Int. No. 27), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Decedent Estate Law, in relation to actions for personal injuries against executors and administrators" (Int. No. 28), which was read the first time and referred to the committee on the judiciary.

Mr. Downs introduced a bill entitled "An act to amend chapter eight hundred and eighty-nine of the Laws of nineteen hundred and twenty, entitled "An act creating a commission to investigate and report on the proposed Roosevelt memorials, and making an appropriation therefor, in relation to filling vacancies in the commission and time for report" (Int. No. 29), which was read the first time and referred to the committee on ways and means.

Mr. Druss introduced a bill entitled "An act to authorize the re-instatement, in the police department of the city of New York, of Neil McEwen, former patrolman, who resigned from such

position in the year nineteen hundred and nineteen " (Int. No. 30), which was read the first time and referred to the committee on affairs of cities.

Mr. Fenner introduced a bill entitled "An act to amend the Education Law, in relation to the designation of the School of Home Economics in the New York State College of Agriculture at Cornell University as the New York State College of Home Economics at Cornell University and to provide for its administration " (Int. No. 31), which was read the first time and referred to the committee on ways and means.

Mr. Fox introduced a bill entitled "An act to amend the Penal Law, in relation to unauthorized wearing of badge or button of the American Legion or the Military Order of the World War " (Int. No. 32), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Election Law, in relation to the use of voting machines in cities " (Int. No. 33), which was read the first time and referred to the committee on the judiciary.

Also, " Concurrent resolution of the Senate and Assembly proposing amendments to article five of the Constitution, in relation to State officers and departments " (Int. No. 34), which was read the first time and referred to the committee on the judiciary.

Also, " Concurrent resolution of the Senate and Assembly proposing an amendment to section eleven of article eight of the Constitution, in relation to the State Board of Charities, the State Commission in Lunacy and the State Commission or Commissioners on mental hygiene " (Int. No. 35), which was read the first time and referred to the committee on the judiciary.

Mr. Greenwald introduced a bill entitled "An act to amend the General Construction Law, in relation to standard time " (Int. No. 36), which was read the first time and referred to the committee on agriculture.

Mr. Halpern introduced a bill entitled "An act to amend the Tax Law, in relation to exemptions " (Int. No. 37), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Hawkins introduced a bill entitled "An act to amend the Penal Law, in relation to punishment for burglary in the first

degree" (Int. No. 38), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Election Law, in relation to the adoption and use of voting machines in New York city" (Int. No. 39), which was read the first time and referred to the committee on the judiciary.

Mr. Henderson introduced a bill entitled "An act to amend the Highway Law, in relation to the duties of proprietors of public garages" (Int. No. 40), which was read the first time and referred to the committee on internal affairs.

Mr. Jesse introduced a bill entitled "An act to amend the Election Law, in relation to the adoption and use of voting machines in New York city" (Int. No. 41), which was read the first time and referred to the committee on the judiciary.

Also, "An act to re-establish the New York State Training School for Boys, and to provide for securing or selecting a site for such school, and making an appropriation therefor" (Int. No. 42), which was read the first time and referred to the committee on ways and means.

Mr. Lown introduced a bill entitled "An act to amend the General Construction Law, in relation to standard time" (Int. No. 43), which was read the first time and referred to the committee on agriculture.

Mr. Lyman introduced a bill entitled "An act to amend the Labor Law, in relation to the establishment of a bureau of old age pension" (Int. No. 44), which was read the first time and referred to the committee on ways and means.

Also, "An act declaring the public policy of the State of New York relating to wage workers; to fix minimum hours of service in certain industries; permitting overtime of not to exceed three hours in any one day conditioned upon the payment therefor at the rate of time and one-half the regular wage; providing for the enforcement of this act and prescribing penalties for the violation thereof" (Int. No. 45), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Tax Law, in relation to statements to be filed with the board of taxes and assessments in cities of over one million population" (Int. No. 46), which was read

the first time and referred to the committee on taxation and retrenchment.

Also, "An act to establish a minimum wage commission and define its powers and duties, and to provide for the fixing of minimum wages for women and minor workers, and to provide penalties for violation of this act" (Int. No. 47), which was read the first time and referred to the committee on ways and means.

Also, "An act to provide for the support of mothers whose husbands (a) are dead, (b) have deserted them, (c) are in jail, (d) are in insane asylums, or (e) are unable to provide for them and the children on account of health or physical disability. Also to provide for the visitation, care and supervision of the family; to especially look out for the education of the children; to provide home life for fatherless and motherless children, under the guidance of competent guardians; to establish a State board of mothers' welfare; and to provide for the establishment of county and city boards within the State that shall be under the supervision of the State board of mothers' welfare" (Int. No. 48), which was read the first time and referred to the committee on ways and means.

Mr. Martin introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article two of the Constitution, in relation to qualification of voters" (Int. No. 49), which was read the first time and referred to the committee on the judiciary.

Mr. Mead introduced a bill entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof, in relation to the sum which can be raised annually for carrying on the ordinary affairs and general expenses of the city'" (Int. No. 50), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter eighty-three of the Laws of nineteen hundred and one, entitled 'An act to provide for the improvement of the public highways in the county of Orange,' in relation to the amount of and rate of interest on bonds to be

issued under such act" (Int. No. 51), which was read the first time and referred to the committee on internal affairs.

Mr. Moore introduced a bill entitled "An act to amend the Penal Law, in relation to the prohibition of the use on vehicles of the device of arms of the State and other representatives" (Int. No. 52), which was read the first time and referred to the committee on codes.

Mr. Morrissey introduced a bill entitled "An act reappropriating the unexpended balance of a former appropriation for the acquisition and maintenance of the Congress street bridge between the counties of Albany and Rensselaer and making an additional appropriation for the acquisition of such bridge" (Int. No. 53), which was read the first time and referred to the committee on ways and means.

Mr. Pette introduced a bill entitled "An act to amend the Greater New York charter, in relation to the powers of the commissioner of water supply, gas and electricity for the supervision and control of private water companies, and for the acquisition of their property" (Int. No. 54), which was read the first time and referred to the committee on affairs of cities.

Mr. Soule introduced a bill entitled "An act to amend the General Construction Law, in relation to standard time" (Int. No. 55), which was read the first time and referred to the committee on agriculture.

Mr. Steinberg introduced a bill entitled "An act to amend the Greater New York charter, in relation to the transfer by the commissioner of parks for Manhattan and Richmond to the president of the borough of Manhattan of a portion of sidewalk on the northerly side of Fifty-ninth street, in the city of New York" (Int. No. 56), which was read the first time and referred to the committee on affairs of cities.

Mr. Ullman introduced a bill entitled "An act to amend the Penal Law, in relation to grand larceny in second degree" (Int. No. 57), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to punishment for grand larceny in second degree" (Int. No. 58), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to grand larceny in first degree" (Int. No. 59), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to punishment of robbery in second degree" (Int. No. 60), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to punishment of robbery in third degree" (Int. No. 61), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to punishment for grand larceny in first degree" (Int. No. 62), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to burglary's instruments" (Int. No. 63), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to punishment for burglary" (Int. No. 64), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to buying or receiving stolen or wrongfully acquired property" (Int. No. 65), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to punishment for assault in first degree" (Int. No. 66), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to punishment for murder in the second degree" (Int. No. 67), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Criminal Procedure, in relation to peace officers" (Int. No. 68), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to contradictory statements under oath" (Int. No. 69), which was read the first time and referred to the committee on codes.

Mr. Wells introduced a bill entitled "An act to amend the Greater New York charter, in relation to the publication of list of registered voters" (Int. No. 70), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Tax Law, in relation to the use of real property exempt from taxation for registration and polling places" (Int. No. 71), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Witter introduced a bill entitled "An act to amend the General Construction Law, in relation to standard time" (Int. No. 72), which was read the first time and referred to the committee on agriculture.

Mr. Zimmerman introduced a bill entitled "An act to amend the Village Law, in relation to the return of unpaid village taxes, the payment thereof by the county treasurer and the relaying of same upon the county roll" (Int. No. 73), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to amend the Town Law, in relation to the compensation of counsel in certain towns" (Int. No. 74), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Village Law, in relation to ordinances regulating the use and construction of electric wiring" (Int. No. 75), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to amend the Town Law, in relation to street lighting" (Int. No. 76), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Judiciary Law, in relation to the designation of a daily law journal by justices of the Supreme Court elected in the eighth judicial district" (Int. No. 77), which was read the first time and referred to the committee on ways and means.

Mr. Betts introduced a bill entitled "An act to provide for the discovery and taxation of interest-bearing or dividend-bearing evidences of indebtedness and securities" (Int. No. 78), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Blodgett introduced a bill entitled "An act to amend the Penal Law, in relation to drawing instruments and wills affecting real property, drawing legal papers and doing certain other acts, in cities by persons not admitted, licensed or registered"

(Int. No. 79), which was read the first time and referred to the committee on codes.

Also, "An act to provide for a commission to pass upon and audit claims presented by persons claiming damage on account of quarantine restrictions placed by the Commissioner of Agriculture against the spread of European corn borer" (Int. No. 80), which was read the first time and referred to the committee on ways and means.

Also, "An act to provide for the construction, by the State, of a hospital for discharged soldiers, sailors and marines, from the State of New York suffering from tuberculosis, and making an appropriation therefor" (Int. No. 81), which was read the first time and referred to the committee on ways and means.

Mr. Cheney introduced a bill entitled "An act to amend the Education Law, in relation to taxing lands of the State in school district number three in the town of Collins, Erie county" (Int. No. 82), which was read the first time and referred to the committee on public education.

Mr. Greenwald introduced a bill entitled "An act to amend the Highway Law, in relation to bridges upon State and county highways" (Int. No. 83), which was read the first time and referred to the committee on internal affairs.

Mr. Henderson introduced a bill entitled "An act to amend the Penal Law, in relation to punishment for robbery in the third degree" (Int. No. 84), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to punishment for robbery" (Int. No. 85), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to the keeping of books by stock brokers" (Int. No. 86), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to punishment for robbery" (Int. No. 87), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to the listing and advertising of stock of oil and mining corporations" (Int. No. 88), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to punishment for burglary" (Int. No. 89), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Highway Law, in relation to restrictions on operation of motor vehicles" (Int. No. 90), which was read the first time and referred to the committee on internal affairs.

Mr. Jacobs introduced a bill entitled "An act to amend the Highway Law, in relation to the improvement, partly at county expense, of State routes to be constructed or improved with Federal aid" (Int. No. 91), which was read the first time and referred to the committee on internal affairs.

Mr. Lord introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to payments of distributive shares and legacies to infants" (Int. No. 92), which was read the first time and referred to the committee on codes.

Also, "An act to amend the General Municipal Law, in relation to examiners of accounts of municipalities" (Int. No. 93), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to repeal article twenty-two of the Public Health Law, in relation to narcotic drug control" (Int. No. 94), which was read the first time and referred to the committee on public health.

Mr. Pette introduced a bill entitled "An act to authorize the Adjutant-General of the State to issue arms and ammunition to posts of the United Spanish War Veterans, the Veterans of Foreign Wars of the United States and the American Legion" (Int. No. 95), which was read the first time and referred to the committee on military affairs.

Also, "An act to amend the Code of Civil Procedure, in relation to proceedings to compel payment of funeral expenses" (Int. No. 96), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to barbering on Sunday in the city of New York" (Int. No. 97), which was read the first time and referred to the committee on codes.

Mr. Roosevelt introduced a bill entitled "An act to amend the Tax Law, in relation to income tax exemptions" (Int. No. 98), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Jenks introduced a bill entitled "An act to repeal the Civil Practice Act, kindred acts carrying out the plan of the Civil Practice Act, including the New York City Court Act, and the several laws of the year nineteen hundred and twenty which transferred to Consolidated Laws provisions of the Code of Civil Procedure" (Int. No. 99), which was read the first time and referred to the committee on judiciary.

Mr. E. C. Campbell introduced a bill entitled "An act to amend the Public Officers Law, in relation to offices of administrative bureaus of State departments" (Int. No. 100), which was read the first time and referred to the committee on judiciary.

By unanimous consent, Mr. Wheelock introduced a bill entitled "An act to amend the Highway Law, in relation to the designation of an ultimate and definite system of State and county highways to be constructed and maintained by the State, and to approve a map upon which such system is designated" (Int. No. 101), which was read the first time and referred to the committee on internal affairs.

By unanimous consent, Mr. Rayher introduced a bill entitled "An act to amend the Greater New York charter, in relation to the powers of the board of aldermen to regulate the business of selling admission tickets" (Int. No. 102), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, Mr. Brady introduced a bill entitled "An act to amend the General Corporation Law, in relation to payment of wages by receivers" (Int. No. 103), which was read the first time and referred to the committee on labor and industries.

Also, "An act in relation to employers' liability, constituting chapter seventy-three of the Consolidated Laws" (Int. No. 104), which was read once and referred to the committee on labor and industries.

Also, "An act in relation to labor, constituting chapter thirty-one of the Consolidated Laws" (Int. No. 105), which was read

the first time and referred to the committee on labor and industries.

By unanimous consent, Mr. Gage introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquors" (Int. No. 106), which was read the first time and referred to the committee on excise.

Also, "An act to amend the Penal Law, in relation to intoxicating liquor, repealing the Liquor Tax Law and the City Local Option Law, and providing for completing the unfinished business of the State Excise Department" (Int. No. 107), which was read the first time and referred to the committee on excise.

Also, "An act to amend the Civil Rights Law, in relation to the recovery of damages suffered by reason of selling or giving away intoxicating liquor" (Int. No. 108), which was read the first time and referred to the committee on excise.

Mr. Antin introduced a bill entitled "An act to amend the Tenement House Law, in relation to fire extinguishing appliances" (Int. No. 109), which was read the first time and referred to the committee on affairs of cities.

Mr. Soule introduced a bill entitled "An act to amend the Highway Law, in relation to signs regulating the speed of motor vehicles" (Int. No. 110), which was read the first time and referred to the committee on internal affairs.

Mr. Antin introduced a bill entitled "An act establishing the bureau of land loans in the Banking Department, and making an appropriation therefor" (Int. No. 111), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Education Law, in relation to the teaching of Americanization and history" (Int. No. 112), which was read the first time and referred to the committee on public education.

Also, "An act to amend the Public Health Law, in relation to laundries, and making appropriation therefor" (Int. No. 113), which was read the first time and referred to the committee on public health.

Also, "An act making an appropriation for the State Cost of Living Commission" (Int. No. 114), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the State Boards and Commissions Law, establishing a State Fair Trade Commission, defining its powers and duties and making an appropriation therefor" (Int. No. 115), which was read the first time and referred to the committee on ways and means.

Also, "An act to protect the economic welfare of workmen, by establishing a Cost of Living Commission and defining its powers and duties, constituting chapter seventy-two of the Consolidated Laws" (Int. No. 116), which was read the first time and referred to the committee on ways and means.

Mr. Dickstein introduced a bill entitled "An act to amend the Domestic Relations Law, in relation to the solemnization of marriages and fees therefor" (Int. No. 117), which was read the first time and referred to the committee on the judiciary.

Mr. Galgano introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to deposit of money or liberty bonds instead of bail" (Int. No. 118), which was read the first time and referred to the committee on codes.

Mr. Halpern introduced a bill entitled "An act to amend the Greater New York charter, in relation to aldermanic districts, the division of the city into the same and the boundaries thereof, and to districts for home rule and local improvements" (Int. No. 119), which was read the first time and referred to the committee on affairs of cities.

Mr. Jenks introduced a bill entitled "An act to amend the supplemental charter of the city of Binghamton, in relation to the issuance of bonds for school purposes" (Int. No. 120), which was read the first time and referred to the committee on affairs of cities.

Mr. Lieberman introduced a bill entitled "An act to amend the Tax Law, in relation to income tax exemptions" (Int. No. 121), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the Code of Civil Procedure, in relation to certain actions against tenants for the recovery of real property" (Int. No. 122), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Civil Procedure, in relation to costs in actions to recover the possession of real property"

(Int. No. 123), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Public Service Commissions Law, in relation to the installation of public pay stations at subways and elevated stations in cities having a population of one million or more" (Int. No. 124), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the New York city Municipal Court Code, in relation to costs in actions for rent" (Int. No. 125), which was read the first time and referred to the committee on codes.

Mr. Merrigan introduced a bill entitled "An act to amend the General Business Law, in relation to licenses to soldiers, sailors and marines" (Int. No. 126), which was read the first time and referred to the committee on the judiciary.

Mr. Pette introduced a bill entitled "An act to amend the Inferior Criminal Courts Act of the city of New York, in relation to the election of city magistrates" (Int. No. 127), which was read the first time and referred to the committee on codes.

Mr. Reiburn introduced a bill entitled "An act to amend the Greater New York charter, in relation to wharfage and dockage rates" (Int. No. 128), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Greater New York charter, in relation to devolving upon the commissioner of plant and structures powers and duties of the president of the borough of Manhattan relating to certain viaducts" (Int. No. 129), which was read the first time and referred to the committee on affairs of cities.

Mr. Steinberg, by request, introduced a bill entitled "An act to amend the Banking Law, in relation to foreign banking corporations" (Int. No. 130) which was read the first time and referred to the committee on banks.

Also, by request, "An act to amend the Penal Law, in relation to wilful violation of the terms of a lease" (Int. No. 131), which was read the first time and referred to the committee on codes.

Also, by request, "An act to amend the Code of Civil Procedure, in relation to summary proceedings to recover the pos-

session of real property in cities of a population of one million or more and in cities in a county adjoining such a city" (Int. No. 132), which was read the first time and referred to the committee on codes.

Also, by request, "An act to amend the Code of Civil Procedure, in relation to actions to recover the possession of real property in certain cities" (Int. No. 133), which was read the first time and referred to the committee on codes.

Also, by request, "An act to amend the Code of Civil Procedure, in relation to summary proceedings to recover the possession of real property in cities of the first class and in cities in a county adjoining a city of the first class for default in the payment of rent" (Int. No. 134), which was read the first time and referred to the committee on codes.

Also, by request, "An act to amend the General City Law, in relation to prohibiting cities of the first class from increasing during any calendar year the compensation of any of their employees after the same shall have been fixed by and in the budget for such calendar year" (Int. No. 135), which was read the first time and referred to the committee on affairs of cities.

Also, by request, "An act to amend the General City Law, in relation to the power of certain cities to grant franchises and similar matters" (Int. No. 136), which was read the first time and referred to the committee on affairs of cities.

Also, by request, "An act to amend chapter nine hundred and forty-eight of the Laws of nineteen hundred and twenty, entitled 'An act in relation to summary proceedings to recover the possession of real property in certain cities of the first class during the existing emergency'" (Int. No. 137), which was read the first time and referred to the committee on the judiciary.

Also, by request, "An act to amend the Personal Property Law, in relation to authorizing corporate and individual fiduciaries to become members of and pay annual dues to corporations or associations having for their object the protection of real estate, real estate mortgages or corporate securities" (Int. No. 138), which was read the first time and referred to the committee on the judiciary.

Also, by request, "An act to amend the General Corporation Law, in relation to authorizing certain corporations to become

members of and pay annual dues to associations or corporations having for their object the protection of real estate, real estate mortgages and corporate securities" (Int. No. 139), which was read the first time and referred to the committee on general laws.

Also, by request, "An act to amend the Public Service Commissions Law, in relation to telegraph and telephone corporations by including messenger and signalling corporations" (Int. No. 140), which was read the first time and referred to the committee on the judiciary.

Mr. Roosevelt, from the Joint Legislative Committee on Recodification and Revision of the Labor Laws, presented the following preliminary report:

To the Honorable, Senate and Assembly of the State of New York:

Your joint legislative committee of the Senate and Assembly, appointed by a joint resolution adopted on the 24th day of April, 1920, for the purpose of preparing and submitting a recodification and a revision of the Labor Laws of the State, begs leave to submit the following as a preliminary report of its labors:

Your committee met on the 22d day of August, 1920, and organized by the selection of Honorable John Knight, as chairman, Honorable George E. D. Brady, as vice-chairman, and Mr. William S. Coffey, as counsel. It immediately proceeded to the prosecution of its work, and has continued the consideration of the matters submitted to it to this time.

At the outset of the committee's deliberations it was concluded to divide up the work of the committee in two ways:

First, by the preparation of a recodification of the existing law, without substantive change.

Second, by consideration of a revision of the law, as recodified, through substantive change.

In its consideration of the first part of the work, a study developed the necessity of changes or rearrangements in the following respects:

1. Setting up a logical arrangement of articles and titles.
2. Bringing together all sections of the law relating to the same subject under a proper title.
3. Clarifying the language of many sections and eliminating ambiguities and duplications.
4. The transferring to other laws of extraneous matters not connected with the duties of the Commission in the operation of the Labor Law.

5. The elimination of certain sections which have been declared unconstitutional and certain redundances.

6. The removal of many detailed administrative requirements which were comprehended under the general authority given by law to the Commission, and which should be subject to the Commission's control without legislative interference.

A proposed bill has been prepared to carry out the ideas of the committee and is submitted with this report.

Public hearings on such proposed bill have been held throughout the State, and criticisms have been received by the committee. Your committee has had the benefit of the criticism of the Industrial Commission, of the New York State Federation of Labor, of the Associated Industries of New York State, of the Consumers' League, of the Child Labor Committee of New York, and various other organizations and many individuals interested in this law. We believe the proposed bill has received general approval.

Your committee is continuing its consideration of substantive change to the Labor Law, and a report thereon will be promptly made.

The committee desires especially to acknowledge its appreciation of the co-operation given and assistance rendered by the members of the Industrial Commission, its counsel, Mr. Bernard L. Shientag, and Frederick H. Cunningham.

JOHN KNIGHT,
Chairman.

GEO. E. S. BRADY,
Vice-Chairman.

THEODORE ROOSEVELT.
CALEB H. BAUMES.
DAVID E. JEFFERY.

January 12, 1921.

WILLIAM S. COFFEY,
Counsel.

which report was agreed to.

Mr. Wheelock, from the Joint Legislative Committee on Improved County Highways, presented the following report:

REPORT OF THE JOINT LEGISLATIVE COMMITTEE OF THE SENATE AND ASSEMBLY OF THE STATE OF NEW YORK, APPOINTED TO INVESTIGATE IN REFERENCE TO THE HIGHWAYS TO BE DESIGNATED FOR IMPROVEMENT IN EACH COUNTY OF THE STATE CONTAINING TOWNS, WITH MONEYS TO BE DERIVED FROM FEDERAL APPORTIONMENT AND STATE APPROPRIATIONS, AND TO

INVESTIGATE THE STATE HIGHWAY SYSTEM AND DETERMINE WHAT HIGHWAYS SHALL BE INCLUDED THEREIN FOR CONSTRUCTION AND IMPROVEMENT AS STATE HIGHWAYS OR STATE AND COUNTY HIGHWAYS, SO THAT, TOGETHER WITH THOSE TO BE IMPROVED WITH FEDERAL AID, THERE SHALL BE ESTABLISHED A SYSTEM OF CONNECTED STATE HIGHWAYS, AND TO PREPARE A MAP AND PLAN OF SUCH SYSTEM OF HIGHWAYS, TOGETHER WITH SUCH LEGISLATION AS MAY BE NEEDED TO CARRY INTO EFFECT ITS RECOMMENDATIONS FOR THE CONSTRUCTION AND COMPLETION OF SUCH SYSTEM.

To the Honorable, the Legislature of the State of New York:

The Joint Legislative Highway Committee of the Senate and Assembly, appointed pursuant to a concurrent resolution duly adopted April 18, 1919, submits the following report:

The original resolution directed the committee "to investigate in reference to the highways to be designated for improvement in each county of the State containing towns, with moneys to be derived from Federal apportionment and State appropriations."

The committee was further directed by this resolution to submit to the Legislature, on or before February 15, 1920, a "report and recommendations to be accompanied by a statement and map showing the location of the highways recommended for improvement with reference to the system of State and county highways and Federal aid highways already improved and those now legally designated for improvement."

The committee organized July 28, 1919, by electing Senator Charles J. Hewitt, as chairman, and Assemblyman Warren T. Thayer, as vice-chairman, authorized the employment of Mr. J. C. Finch as consulting engineer together with such clerical and stenographic help as might be needed. The committee voted to not employ counsel or sergeant-at-arms.

The map of the State of New York showing the highways to be improved by Federal aid, pursuant to chapter 462 of the Laws of 1917, was adopted as the basis from which to work, the highways shown on this map being those already "legally designated for future improvement." This map was prepared by the Highway Department with the approval of the county superintendents of highways, boards of supervisors and highway officials in the various counties, and is a plan whereby each succeeding year's construction of improved highways will form a portion of the program to complete a connected system of highways covering the entire State. This map showed that the Legislature had accepted and designated 501 miles of improved highways to be built by Federal Aid.

Exhaustive efforts were made by the members of the committee to obtain the sentiment of the people and of the highway officials in the various counties of the State in an endeavor to ascertain which of the most important roads of the State were most in need of improvement. Members of the committee visited almost every county, interviewed officials and inspected roads. Hearings were held in Albany, Syracuse, Rochester and other cities in various parts of the State. Large, representative bodies appeared before the committee and advocated the designation of certain roads. Various boards of supervisors and associations petitioned the committee for certain designations.

During the course of these investigations, it became more and more apparent that a change should be made in the statutes relative to Federal Aid funds, such legislation to provide that in cases of roads other than State highways, the county in which the road may be located should bear a portion of the expense of construction or improvement. The committee, therefore, through its chairman, Senator Charles J. Hewitt, caused appropriate legislation to be introduced at the 1920 session of the Legislature, and same was enacted and signed by the Governor and is now a part of the Highway Law, chapter 313 of the Laws of 1920, amending section 167 of the Highway Law.

A lack of time prevented as thorough an investigation as was deemed necessary by the results of the committee's investigation up to this time and inasmuch as the need became more and more apparent for adequate information upon which to base the future policy of the State with respect to the construction and improvement of highways, and in view of the fact, also, that the provisions of the Highway Law, maps and plans heretofore filed, did not afford much information, it seemed to the committee to be of the utmost importance that the extent to the State highway system, and of the highways to be included therein be definitely determined and approved, so that the construction and improvement of such system might be continued and completed with a due regard for the financial resources and needs of the State. Forty counties of the State were at that time building county systems of county and town roads and it seemed to the committee to be of the utmost importance that these counties should have exact knowledge and information as to which roads the State would improve so that the counties might map the most important roads for improvement.

Therefore, under authority of a concurrent resolution adopted by the Senate and Assembly on February 11, 1920, the committee was continued with all powers and duties previously conferred or imposed and additional powers and duties were conferred. This concurrent resolution provided "that

such committee shall investigate the State highway system and determine what highways shall be included therein for construction and improvement as State highways or State and county highways, so that together with those improved by Federal aid, there shall be established a system of connected State highways."

This concurrent resolution further provided "that such committee shall prepare a map and plan for such system of highways and shall submit the same to the Legislature with its final report, on or before the fifteenth day of February, 1921, together with such legislation as may be needed to carry into effect its recommendations and completion of such system."

The Legislature, having thus widened the power and scope of the committee's duties and Assemblyman George F. Wheelock having been appointed on the committee in place of John F. Shannon, whose term of office had expired, a very careful survey of the whole highway situation was made and it was found that in addition to the 10,380 miles authorized by chapter 462 of the Laws of 1917, 2,000 miles of which were still unbuilt, approximately 700 miles would be necessary to close the gaps and constitute a complete, connected system of highways embracing the most important and most extensively traveled roads, making a total of approximately 11,100 miles which the committee felt should constitute the ultimate highway system of the State, to be constructed and maintained by the State, including State highways and State and county highways.

The field work was commenced May 17, 1920, with a hearing at Jamestown, N. Y., and during the balance of the summer and early fall hearings were held in practically every county of the State. Advance notice of all hearings was sent to the Senators, Assemblymen, county superintendents of highways, chairmen of boards of supervisors and the highway committees of the boards of supervisors in their respective counties. The hearings were well attended, all of the above-mentioned officials usually being present. In addition thereto, representatives of various automobile associations, chambers of commerce, boards of trade, granges, etc., attended in most counties.

The many requests and suggestions made at the various hearings were given careful consideration, due regard being given at all times to the percentage of the total mileage in each county already built and authorized.

The findings have been embodied in a map, which is submitted herewith. This map shows an ultimate system of State and State and county highways of 11,119 miles, of which approximately 200 miles are located on excellent macadam roads, which have been heretofore improved by the various towns and counties

of the State and many miles of which will need no extensive repairs for years to come.

Of the ultimate system mentioned above, approximately 8,357 miles are already constructed or under contract, leaving approximately 2,762 miles to be improved, of which 876 miles are located on State routes and 1,886 miles on county highways. Of the unconstructed mileage, approximately 600 miles have been designated as Federal Aid roads, pursuant to chapter 462 of the Laws of 1917.

Assuming that the average cost of construction will be \$30,000 per mile, it will cost to complete the unconstructed portion of the proposed system \$82,000,000. Of this sum, there is now available as follows:

From bond issues and reimbursements under chapter 891 of the Laws of 1920.....	\$13,000,000
From the Federal government.....	12,936,640
From State appropriations to meet Federal Aid..	12,936,640
From the counties as their share of the cost of construction of the 1,886 miles of county highways	14,000,000
Total	<u>\$52,873,280</u>

This leaves approximately \$29,000,000 to be provided either by direct appropriations, bond issues or allotments from future appropriations by the Federal government.

It is the committee's opinion that construction can proceed at the rate of 450 miles per year, requiring six years to complete the ultimate system.

Chapter 840 of the Laws of 1920, commonly known as the "Lowman Act," which amends chapter 30 of the Laws of 1909, provides for "State aid to counties for the construction or improvement of highways or roads." Under this law, construction of the secondary roads will proceed rapidly, many counties having already appropriated or provided funds with which to meet the State aid for the year 1921. Forty-eight counties have adopted the county system, a great many already owning road building equipment and employing experienced road builders, and these counties are prepared to proceed with construction.

The necessary legislation to carry into effect the committee's recommendations has been prepared and is submitted herewith for your consideration. A copy of the map will be filed with the Secretary of State.

The committee feels that the proposed legislation provides a complete, connected system of highways reaching practically every incorporated village and city in the State. It provides eight complete and continuous routes across the State from east to west and twenty-one running north and south from the southern tier of counties to the Mohawk valley. It will also provide sixty connections with adjoining States and the Dominion of Canada, so that it will be possible, when this system is completed, to enter the State on any one of these sixty highways and leave it on any other of these connections without traveling on a single mile of unimproved highways. Provision has also been made so that the Catskill region will be opened up from every direction, and, for the first time, entrances have been provided to our great Adirondack forest preserve from the south and west.

The committee feels that the system should be completed in accordance with the proposed legislation and recommends its enactment.

C. J. HEWITT,

Chairman

GEORGE F. WHELOCK.

J. A. MCGINNIES.

ANDREW S. BEASLEY.

JOHN KNIGHT.

BERT LORD.

Dated, January 12, 1921.

which report was agreed to.

Mr. Dickstein offered for the consideration of the House a resolution, in the words following:

Whereas, This House has learned with profound regret of the death at his home in the city of New York, on the nineteenth day of December, 1920, of the Hon. John Francis Ahearn, a former member of this House; and,

Whereas, The career of John Francis Ahearn who saw his first legislative service in this House, afterwards serving in the Senate, and as borough president of Manhattan, was marked by the creation of some of our most beneficial protective statutes, and having secured the passage of the first teachers' pension bill in this State and having been the author of the "Mothers' bill," which affected great reform in the treatment of dependent children, from which source the Widows' Pension Law of 1915 emanated; and,

Whereas, The entire life of John Francis Ahearn was devoted to the distribution of practical charity, especially to indigent women and children;

Resolved, That when this House adjourn today, it do so out of respect to the memory of the late John Francis Ahearn; and be it further

Resolved, That the Clerk of the Assembly be, and he hereby is, instructed to cause to be prepared an engrossed copy of this resolution and forward to the family of the deceased.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McDonald	Schwab
Andin	Dickstein	Harris	McGinnies	Sedlar
Aronson	Di Birro	Hausner	McLoughlin	Seelbach
Bailey	Dobson	Hawkins	McWhinney	Slacer
Barnes	Doherty	Henderson	Mead	Smith O C
Bartholomew	Donohue	Hunter	Merrigan	Smith J C
Burns	Downs	Hutchinson	Miller	Smith T K
Beasley	Druss	Jacobs	Moore J G	Solomon
Betts	Duke	Jager	Moore T C	Soule
Blackley	Ellsworth	Jeffery	Moran	Steinberg
Bloch	Evans	Jenks	Morrissey	Stitt
Blodgett	Everett	Jesse	Moses	Taylor
Bly	Finch	Judson	Neary	Trahan
Booth	Flynn	Kelly	Nichols	VanWagenen
Borkowski	Fox	Kirkland	O'Connor	Wasserman
Brady	Franchot	Lattin	Orr	Wallace
Branigan	Frericks	Leindinger	Reak	Walsh
Brundage	Gage	Lewis	Pette	Warren
Burchill	Galgano	Lieberman	Rayher	Webb
Campbell E O	Gardner	Long	Reiburn	Wells
Campbell W W	Gemplar	Lord	Reilly	Wheelock
Carroll	Giaccone	Lowen	Reiss	Whitecomb
Caulfield	Gray	Lyman	Rice	Williams
Chamberlin	Greenwald	MacFarland	Richford	Witter
Clancy	Haskenbun	Martin	Roosevelt	Wright
Cole	Hager	Mastick	Rowe	Yale
Cowee	Halpern	McArdle	Sackett	Zimmerman
Cross	Hamill	McCleary		

Mr. Rowe offered for the consideration of the House a resolution, in the words following:

Whereas, Henry Jager, who, at the general election in November last, received the greatest number of votes cast for Member of this Assembly from the fourteenth district of the borough of Brooklyn, is a member of the Socialist Party of America and was elected to this Assembly upon the platform of that party; and

Whereas, The said Henry Jager was, on the fourth day of April, nineteen hundred and seventeen, duly convicted of the crime of disorderly conduct, in that he made certain inflammatory and seditious public speeches and therein denounced the President of the United States of America as a murderer, for which he was duly sentenced to a penal institution for a term of six months, which sentence he duly served; and

Whereas, The said Henry Jager is not, and at the time of his election was not, a resident of the State of New York, but is and was then actually a resident of the State of New Jersey; therefore, be it

Resolved, That the question of the qualification and eligibility of the said Henry Jager to a seat in this Assembly be, and hereby is, referred to the committee on judiciary of the Assembly for investigation, that said committee be empowered to adopt such rules of procedure as in its judgment it deems proper, that said committee shall have power to subpoena and examine witnesses and documentary evidence and that said committee report to this body its determinations and findings as to the qualification and eligibility of the said Henry Jager to a seat in this Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That when the Legislature adjourns this day it be to meet again on Monday, January 17th, at 8:30 o'clock P. M.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That the hours of daily sessions of the Assembly be as follows:

Mondays at 8:30 o'clock P. M.; Tuesdays, Wednesdays, Thursdays and Fridays at 11 o'clock A. M.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof.

Mr. Speaker presented the notice of contest of Charles A. Conner against Edward J. Walsh, declared elected member of Assembly from the eighth Assembly district of the county of Bronx by the board of county canvassers of said county, which was referred to the committee on the judiciary.

Mr. Speaker presented the notice of contest of Charles Tremonti against Joseph V. McKee, declared elected member of Assembly from the seventh Assembly district of the county of Bronx by the board of county canvassers of said county, which was referred to the committee on the judiciary.

Mr. Speaker presented the notice of contest of Henry V. Beecher against Thomas J. McDonald, declared elected member of Assembly from the sixth Assembly district of the county of Bronx by the board of county canvassers of said county, which was referred to the committee on the judiciary.

The Senate returned the concurrent resolution in relation to adjournment until January 17th, with a message that they have concurred in the passage of the same.

The privileges of the floor were extended to Hon. H. E. Allen and Hon. R. H. Johnson.

Miss M. L. Smith and Messrs. Fenner, Mullen and Ullman were excused from today's session.

Mr. Clayton was excused on account of illness.

Mr. Westall was excused for an indefinite time on account of illness.

Pursuant to concurrent resolution, Mr. Speaker declared the House adjourned until Monday, January 17th, at 8:30 o'clock P. M.

MONDAY, JANUARY 17, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of Wednesday, January 13th, was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Poppenhusen Institute, which was laid upon the table and ordered printed.
(See Document.)

Mr. Speaker presented the presentment of the August additional grand jury, which was referred to the committee on the judiciary.

Mr. McWhinney presented a memorial from the Joint Committee on Housing, which was referred to the committee on ways and means.

Mr. Duke introduced a bill entitled "An act to amend the Tax Law, in relation to exemption from taxation of property of ministers of the gospel" (Int. No. 141), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the Code of Civil Procedure, in relation to the filing of independent claims by parties brought in in proceedings before the Court of Claims or a referee on account of appropriation of land by the State" (Int. No. 142), which was read the first time and referred to the committee on codes.

Mr. Everett introduced a bill entitled "An act to amend the Conservation Law, in relation to the appropriation of real property" (Int. No. 143), which was read the first time and referred to the committee on conservation.

Mr. Jeffery introduced a bill entitled "An act to amend the Education Law, in relation to the use of schoolhouses out of school hours by veteran organizations of the military, naval and marine service of the United States" (Int. No. 144), which was read the first time and referred to the committee on public education.

Also, "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Charles Specht, as assignee and Glenn A. Stockwell, as trustee in bankruptcy of McMahon and Fell, individually and as co-partners, for an alleged breach of contract and for extra work performed and material furnished in the Cambria-Lockport county highway, and to render judgment therefor" (Int. No. 145), which was read the first time and referred to the committee on ways and means.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to the time of service of notice of special franchise valuations and rates of equalization" (Int. No. 146), which was

read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the Tax Law, in relation to taxation of rents reserved" (Int. No. 147), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the Village Law, in relation to the preparation of assessment-rolls and the hearing of complaints in relation thereto" (Int. No. 148), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Leininger introduced a bill entitled "An act to amend the Penal Law, in relation to the taking of finger prints by pawn-brokers" (Int. No. 149), which was read the first time and referred to the committee on codes.

Mr. T. C. Moore introduced a bill entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to limitation of indebtedness" (Int. No. 150), which was read the first time and referred to the committee on affairs of cities.

Mr. Webb introduced a bill entitled "An act to amend the Conservation Law, in relation to the taking of raccoon" (Int. No. 151), which was read the first time and referred to the committee on conservation.

Mr. Wells introduced a bill entitled "An act to amend the Penal Law, in relation to licenses to carry firearms" (Int. No. 152), which was read the first time and referred to the committee on codes.

Mr. Jacobs introduced a bill entitled "An act to provide for the construction of a bridge over Schoharie creek, at Prattsville, on State highway number eight hundred and eighty-six, on State route number five-a, at the expense of the State, of the county of Greene and of the town of Prattsville, and making an appropriation for the portion of cost to be borne by the State" (Int. No. 153), which was read the first time and referred to the committee on ways and means.

Mr. Miller introduced a bill entitled "An act to amend chapter thirty-seven of the Laws of eighteen hundred and forty-seven, entitled 'An act to amend an act incorporating the village of Alex-

ander,' in relation to powers of trustees relative to street lighting " (Int. No. 154), which was read the first time and referred to the committee on affairs of villages.

Mr. Jeffery introduced a bill entitled "An act to amend chapter seven hundred and fifty-two of the Laws of nineteen hundred and seven, entitled 'An act to revise the charter of the city of North Tonawanda,' generally" (Int. No. 155), which was read the first time and referred to the committee on affairs of cities.

Mr. Brady introduced a bill entitled "An act to amend the Civil Service Law, in relation to retiring veterans and pensioning them" (Int. No. 156), which was read the first time and referred to the committee on the judiciary.

Mr. Schwab introduced a bill entitled "An act authorizing the police commissioner of the city of New York to restore Stephen W. Furlong to the rank held by him in the police department prior to the twenty-ninth day of March, nineteen hundred and eleven" (Int. No. 157)' which was read the first time and referred to the committee on affairs of cities.

Mr. T. K. Smith introduced a bill entitled "An act to amend the General Business Law, in relation to the sale of tickets of admission to theatres and places of amusement" (Int. No. 158), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Penal Law, in relation to ticket speculators" (Int. No. 159), which was read the first time and referred to the committee on codes.

Mr. MacFarland introduced a bill entitled "An act to repeal section twenty-two of the Public Health Law, relating to the Lake George health district" (Int. No. 160), which was read the first time and referred to the committee on public health.

Mr. Dickstein introduced a bill entitled "An act to amend the Banking Law, in relation to the transmission of money by private bankers" (Int. No. 161), which was read the first time and referred to the committee on banks.

Mr. McGinnies introduced a bill entitled "An act in relation to the consolidation of certain positions, and revision of salaries, in the office force of the executive department, and to reappropriate certain moneys therefor" (Int. No. 162), which was read the first time and referred to the committee on ways and means.

Mr. Martin introduced a bill entitled "An act to amend sections forty, forty-two and forty-five of chapter thirty-seven of the Laws of nineteen hundred and nine, entitled "An act in relation to legislation, constituting chapter thirty-two of the Consolidated Laws,' in relation to concurrent resolutions" (Int. No. 163), which was read the first time and referred to the committee on the judiciary.

Mr. Speaker announced the following appointments:

(See Appendix No. 2.)

The Clerk announced the following appointments:

(See Appendix No. 3.)

By unanimous consent, Mr. McWhinney offered for the consideration of the House a resolution, in the words following:

Whereas, A joint legislative committee was heretofore constituted pursuant to resolutions duly adopted April eighteenth, nineteen hundred and nineteen, and April twenty-fourth, nineteen hundred and twenty, whereby such committee was duly authorized, among other things, to investigate, ascertain and report on all housing conditions and causes for the lack of construction of new houses, flats and apartments for occupancy and renting in cities and especially in the City of New York; and

Whereas, Said committee presented a preliminary report to a special session of the Legislature held in September, nineteen hundred and twenty, from which it appears that its investigations were then still unfinished; that the same could not be concluded during the then special or extraordinary session of the Legislature and that the resolution under which it had been acting was insufficient in its delegation of powers to permit the scope of inquiry that was believed by the committee to be necessary; and

Whereas, The Legislature at the aforesaid special or extraordinary session directed the continuance and enlargement of the investigation that was then being conducted under the aforesaid resolutions of April eighteenth, nineteen hundred and nineteen, and April twenty-fourth, nineteen hundred and twenty, by a joint and concurrent resolution dated September twenty-fourth, nineteen hundred and twenty, to which reference is hereby made and which is hereby embodied herein as a part hereof; and

Whereas, The said committee has continued and is still engaged in the investigation directed by each and all of the aforesaid resolutions and its work is still unfinished and it appears that in order to complete said investigation and to report thereon

and to formulate adequate recommendations for legislation based thereon. the powers conferred by each and all of the aforesaid resolutions shall be continued and re-enacted and that the same should be materially enlarged in the particulars hereinafter specified; and

Whereas, It is deemed necessary or advisable that for the purpose of enabling this committee to more fully investigate and report upon certain of the matters referred to in the aforesaid resolutions the committee should be clothed with power to fully inquire, among other things, into the organization, management, conduct, business and affairs, as well as into the character of the past and present investments of corporations and associations that are authorized or required by the laws of this State to invest their loanable funds in mortgages on real property in this State and that are under the supervision of or required by law to report to the Superintendent of Insurance or the Superintendent of Banks of the State or to secure the permission of either of those officials to conduct business in this State; now, therefore, be it

Resolved: (if the Senate concur), as follows:

1. That the aforesaid resolutions of April eighteenth, nineteen hundred and nineteen, and April twenty-fourth, nineteen hundred and twenty, and all the powers thereby conferred are hereby re-enacted, continued and conferred upon the committee appointed under this resolution, with the said force and effect as though the text of all such resolutions were hereby expressly repeated and embodied herein as a part hereof. All such powers so continued in, conferred upon and delegated to the committee hereby appointed are in addition to the powers conferred by the aforesaid resolutions and all the testimony taken and all the other acts and things done by the committee acting under the above described resolutions are to be deemed and taken as the testimony and as the acts and things done by the committee appointed under this resolution.

2. The committee as hereby recreated, reconstituted and continued, shall consist, as did the previous committee, of ten members, two of whom shall be the members of the old committee who are members of the present Senate and the remaining three Senate members shall be forthwith named by the Temporary President of the Senate, and five members of the Assembly, including such of said members as are members of the present Assembly, the balance of such five members to be named by the Speaker of the Assembly. In the event of one or more vacancies from time to time in the committee as so reconstituted the same shall be filled (whether such vacancies occur during any recess or after the adjournment of the Legislature) as to the Senate members by the

then President pro tem of the Senate and as to the Assembly members by the then Speaker of the Assembly.

3. The committee may at any time and from time to time, by resolution of a majority of its members, be subdivided into subcommittees of such number as it shall by a majority vote determine. Such subcommittees may sit at the same times and places or at different times and places in the State of New York. Each of such subcommittees shall appoint its own chairman, and any act by a majority vote of its own members; it may administer oaths and issue subpoenas requiring the attendance of witnesses and the production of books, papers and documents and do all other acts and things that may be done by the committee as a whole or that may be delegated to it by the committee, subject always to the subsequent approval or ratification of its acts by the full committee.

4. The powers and duties of the committee enumerated in the above-recited resolutions and of any subcommittee, to the extent authorized by the committee, are hereby enlarged so as to include also the following powers in addition to those delegated and prescribed under each and all of such resolutions.

(a.) It may inquire into each and every matter and thing that in its judgment affects the past, present or future conditions surrounding or in any way bearing or relating to the construction, ownership, transfer, leasing and renting of stores, houses, lofts, apartments and other buildings in all or any of the cities of the State, and particularly in the city of New York, the causes for any present lack of living and business accommodations, the danger or probability of the future lack thereof and the reasons and remedies therefor, the increase in construction costs and rents and the reasons and remedies therefor, including in such investigation and in its report the operation and effect of the various laws on this subject passed at the regular session of the Legislature in nineteen hundred and nineteen and at the regular and the special or extraordinary sessions of the year nineteen hundred and twenty, and the advisability of amending or repealing the same or any of them.

(b.) The committee, or any subcommittee thereof, constituted as herein provided, is empowered, and it shall be its duty insofar as it may deem advisable, fully to investigate and report upon the organization, management, conduct, business, affairs, operations and past and present investments of all life, fire, health, burglary, compensation and casualty insurance companies and associations, organized under the laws of this State or transacting or having authority to transact business therein, whether or not the same be organized under the laws of this State, and of

all savings and other State banks and of all trust companies and other corporations or joint stock or other associations that are now under the supervision of the Superintendent of Insurance or of the Superintendent of Banks in this State or that are permitted by law to transact any such businesses in this State.

(c.) The investigation of the committee may include any and every other matter and thing not specifically mentioned in this resolution and in the above-described resolutions made part hereof that may be deemed by it relevant to the general question of providing, maintaining, stimulating or increasing accommodations for housing or business purposes for the people of the cities of this State and especially of the city of New York, as though the name had been expressly specified herein.

5. The committee as a whole or through subcommittees may hold sittings beyond the sessions of the Legislature and during the recesses thereof and after its final adjournment. It shall immediately resume its sittings and investigation and shall report the result of all investigations heretofore made under the above-re-cited resolutions with its recommendations, with all convenient speed, but in no event later than March first, nineteen hundred and twenty-two. The committee may meanwhile from time to time make intermediate reports with such recommendations for remedial legislation as it shall deem advisable.

6. The Superintendent of Insurance and the Superintendent of Banks are hereby severally directed to place all the data in their respective departments at the disposal of the committee and its representatives and to permit the use of their staffs for the gathering thereof.

Resolved, That no person shall be excused from attending and testifying before said committee or before any subcommittee thereof, or from producing books, papers, contracts, agreements or other documents before the committee or such subcommittee in obedience to its subpoena on the ground or for the reason that the testimony or evidence, documentary or otherwise, required of him may tend to incriminate or degrade him or to subject him to a penalty or forfeiture; but no person so attending and testifying or producing such books, papers or documents shall be subject to prosecution or to any penalty or forfeiture for or on account of the particular transaction, matter or thing concerning which he may testify or produce evidence, documentary or otherwise, before said committee or subcommittee or in obedience to its subpoena.

Resolved, That the further sum of fifty thousand dollars, or so much thereof as may be necessary, is hereby appropriated from and out of the contingent fund of the Legislature for the necessary

expenses heretofore incurred and hereafter to be incurred by said committee, to be paid on vouchers approved and audited according to law.

which report was referred to the committee on ways and means.

Mr. Dickstein offered for the consideration of the House a resolution in relation to House Resolution 12320, which was laid upon the table under the rule.

Mr. Dickstein offered for the consideration of the House a resolution in relation to the New York Telephone service, which was laid upon the table under the rule.

Mr. Wheelock offered for the consideration of the House a resolution in relation to the expenses of the Joint Committee on Highways, which was laid upon the table under the rule.

Mr. Wells offered for the consideration of the House a resolution in relation to the appointment of a joint committee to investigate the needle industry, which was laid upon the table under the rule.

Mr. Steinberg offered for the consideration of the House a resolution in relation to the appointment of a joint committee to investigate the affairs of New York city and county, which was laid upon the table under the rule.

Mr. Baum offered for the consideration of the House a resolution in relation to the modification of the Volstead Act, which was laid upon the table under the rule.

Mr. J. G. Moore offered for the consideration of the House a resolution in relation to transit conditions in the Borough of Brooklyn, which was laid upon the table under the rule.

Mr. Lieberman offered for the consideration of the House a resolution in relation to reduction of armament, which was laid upon the table under the rule.

The privileges of the floor were extended to Hon. J. Van Wagenen.

On motion of Mr. Adler, the House adjourned.

TUESDAY, JANUARY 18, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Brooks introduced a bill entitled "An act to provide for the erection of a State armory in the city of Oneida, the acquisition of a site therefor, making an appropriation therefor and providing for the issuance of certificates of indebtedness or bonds by the county of Madison to meet certain expenses in connection therewith" (Int. No. 164), which was read the first time and referred to the committee on ways and means.

Mr. Burchill introduced a bill entitled "An act to amend the Penal Law, in relation to mentally defective children" (Int. No. 165), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Greater New York charter, in relation to making more specific the powers of the commissioner of public welfare of the city of New York in the collection of money for the support of poor persons from relatives and the property or estate of such poor persons" (Int. No. 166), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Inferior Criminal Courts Act, in relation to mentally defective children" (Int. No. 167), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the General Business Law, in relation to municipal regulations relating to hawkers and peddlers" (Int. No. 168), which was read the first time and referred to the committee on general laws.

Mr. Donohue introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section ten of article eight of the Constitution, in relation to the power of counties and cities to make provision for adequate housing facilities for the use of and to be rented to their

inhabitants" (Int. No. 169), which was read the first time and referred to the committee on the judiciary.

Mr. Duke introduced a bill entitled "An act to amend the Penal Law, in relation to negligent operation of motor vehicles" (Int. No. 170), which was read the first time and referred to the committee on codes.

Mr. Gardner introduced a bill entitled "An act to amend the Penal Law, in relation to depositing or leaving papers or refuse on highways and destroying or removing receptacles therefor" (Int. No. 171), which was read the first time and referred to the committee on codes.

Mr. Halpern introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to bail by fidelity or surety company" (Int. No. 172), which was read the first time and referred to the committee on codes.

Mr. Harris introduced a bill entitled "An act to legalize, ratify and confirm the acts and proceedings had and taken by common school district number one of the town of Irondequoit, Monroe county, in relation to the issuance and sale of school district bonds for the payment of the award made by school superintendent Rayfield pursuant to chapter five hundred and sixty-one of the Laws of nineteen hundred and nineteen, and to provide for the issuance and sale and for the payment of such bonds" (Int. No. 173), which was read the first time and referred to the committee on ways and means.

Mr. Lyman introduced a bill entitled "An act for the relief of the people of the State during milk and other food shortages in time of industrial crisis and emergencies, and making an appropriation therefor" (Int. No. 174), which was read the first time and referred to the committee on ways and means.

Mr. Lieberman introduced a bill entitled "An act to provide for a State milk commission, as a State health measure, which shall have control of the transportation, manufacture, storage, distribution and sale of milk and the products thereof, and the fixing of the price to be charged for milk in the State of New York by the middleman, and the retail seller" (Int. No. 175), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend chapter nine hundred and twelve of the Laws of nineteen hundred and twenty, entitled 'An act allowing and regulating boxing and sparring matches, and establishing a State boxing commission, and making an appropriation therefor,' in relation to admission fees" (Int. No. 176), which was read the first time and referred to the committee on the judiciary.

Mr. O'Connor introduced a bill entitled "An act to amend the Greater New York charter, in relation to the exchange of laboratory products and the sale of city water" (Int. No. 177), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Greater New York charter, in relation to declaration of imminent peril from pestilence" (Int. No. 178), which was read the first time and referred to the committee on affairs of cities.

Mr. Pette introduced a bill entitled "An act to amend the Greater New York charter, in relation to positions to which certain pension provisions are applicable" (Int. No. 179), which was read the first time and referred to the committee on affairs of cities.

Mr. Rice introduced a bill entitled "An act to amend the Membership Corporations Law, in relation to the certificate of a change in the number of directors and the holding of annual meetings without the State" (Int. No. 180), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend chapter five hundred and fifty-three of the Laws of nineteen hundred and eighteen, entitled 'An act to provide for acquiring an option on a new site for the Cortland State Normal and Training School, and making an appropriation therefor,' relative to the acquisition of lands as a site for such schools" (Int. No. 181), which was read the first time and referred to the committee on ways and means.

Mr. T. K. Smith introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to expenses of witnesses in criminal actions" (Int. No. 182), which was read the first time and referred to the committee on codes.

Miss Smith introduced a bill entitled "An act providing for the payment of the bonus provided in chapter eight hundred and

seventy-two of the Laws of nineteen hundred and twenty" (Int. No. 183), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Labor Law, in relation to definition of a factory" (Int. No. 184), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Banking Law, in relation to dividends by savings banks" (Int. No. 185), which was read the first time and referred to the committee on banks.

Mr. C. C. Smith introduced a bill entitled "An act to repeal section three of chapter six of the Laws of nineteen hundred and two, entitled 'An act to provide for the appointment of an assistant district attorney in Saratoga,' relating to the duties of such assistant district attorney and the employment of a stenographer" (Int. No. 186), which was read the first time and referred to the committee on internal affairs.

Mr. T. K. Smith introduced a bill entitled "An act to amend the Judiciary Law, in relation to stenographers to county courts" (Int. No. 187), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Judiciary Law, in relation to the qualifications of jurors" (Int. No. 188), which was read the first time and referred to the committee on the judiciary.

Mr. C. C. Smith introduced a bill entitled "An act to amend the Tax Law, in relation to sales for nonpayment of taxes in Saratoga county" (Int. No. 189), which was read the first time and referred to the committee on taxation and retrenchment.

Miss Smith introduced a bill entitled "An act to amend the Labor Law, in relation to period of rest at night for female minors" (Int. No. 190), which was read the first time and referred to the committee on labor and industries.

Mr. Webb introduced a bill entitled "An act to amend the General Construction Law, in relation to making Armistice Day a legal holiday" (Int. No. 191), which was read the first time and referred to the committee on the judiciary.

Mr. Wallace introduced a bill entitled "An act to amend the Penal Law, in relation to possessing or carrying a pistol or revolver in the city of New York" (Int. No. 192), which was read the first time and referred to the committee on codes.

Mr. Steinberg introduced a bill entitled "An act to amend the Penal Law, in relation to failure to protect horses from slipping" (Int. No. 193), which was read the first time and referred to the committee on codes.

Mr. Mastick introduced a bill entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,' in relation to steam boilers and engines and steam engineers" (Int. No. 194), which was read the first time and referred to the committee on affairs of villages.

By unanimous consent, Mr. McGinnies introduced a bill entitled "An act to provide for the location, creation and management of the Allegany State Park in Cattaraugus county and for the purchase of lands; and making an appropriation therefor" (Int. No. 195), which was read the first time and referred to the committee on ways and means.

Mr. Gage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on excise be discharged from the further consideration of the bill (No. 108, Int. No. 108) entitled "An act to amend the Civil Rights Law, in relation to the recovery of damages suffered by reason of selling or giving away intoxicating liquor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Gage moved to amend as follows:

Page 1, line 9, after "away" insert "in violation of article one hundred and thirteen of the Penal Law".

Page 1, line 9, after "by" insert "such".

Page 1, lines 9 and 10, strike out "one hundred and thirteen of the Penal Law".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Gage, said bill was ordered reprinted and recommitted to said committee.

The following resolutions introduced January 17th and laid upon the table under the rule were read:

By Mr. Dickstein:

Whereas, There is now pending in Congress a bill, H. R. No. 12320, entitled "A bill to provide for the protection of the citizens of the United States by the temporary suspension of immigration; for the deportation of additional classes of aliens; for the admission by passport of certain aliens; for the admission of certain aliens on the signing of a preliminary admission statement; for the registration of aliens hereafter admitted; to further regulate the residence of aliens in the United States; and for other purposes," which bill is to go into effect fifteen days after the passage thereof, and the immediate effect thereof will be to shut off alien immigration into the United States for a period of two years and perhaps forever; and,

Whereas, The great mobility and strength of the United States of America in the past has been largely due to its absorption and assimilation of the better elements of the various races and peoples of Europe who seeking to advance their opportunities have emigrated to this country and have by their perseverance, industry and thrift contributed to a marked degree to the mental, commercial, industrial and financial superiority of the people of the United States; and,

Whereas, The United States has ever been known as the land of the brave and the home of the free, whose doors were always open to the politically oppressed, stretching forth a welcome hand to all who sought to enter and enjoy the spirit of freedom; and,

Whereas, The United States entered into and did its part in the World War with the idea of making the world a fit place to live in and the perpetuation of the principles of free government; and,

Whereas, Thousands upon thousands of former aliens and their sons and their sons's sons entered the military, naval and marine service of the United States in the World War; and,

Whereas, At the present time with unsettled conditions the world over these United States constitute the only nation whose political, commercial and industrial relations are so fundamentally and firmly established upon the principles of freedom and sound economic foundations as to afford a haven to those seeking betterment of their political and industrial opportunities; and,

Whereas, These United States need now the assistance and co-operation of all who can contribute by their brains, incentive or toil toward the solution of the world's reconstruction problems; be it

Resolved (if the Senate concur), That the Legislature of the State of New York protest against the enactment of G. R. Bill No. 12,320, and that copies of this resolution be transmitted by the Clerks of the Senate and Assembly, to the Clerks of the Senate and House of Representatives at Washington, and the United States Senators and Congressmen elected from New York State.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

By Mr. Dickstein:

Whereas, The New York Telephone octopus actuated by wanton niggardliness and wilful neglect of the people's rights, both in the City of New York and elsewhere throughout the State, is pursuing a policy of arrogant disregard and contempt for the public whom they have contracted to serve, refusing to install new instruments or to make removals of instruments to different locations under old contracts without long-drawn out, unheard of and unnecessary delays; and,

Whereas, The New York Telephone Company exacts an advance payment on the giving of an application for telephone service, oftentimes holding the money thus collected for months before any attempt is made to install an instrument, offering every kind, nature and description of excuses for their failure so to do; and,

Whereas, Such policy of arrogant disregard and contempt of the people and their rights in the city of New York and elsewhere throughout the State has cost and is costing the business interests thousands of dollars daily, which can never be gained back, and is adding a loadstone and stupendous obstacle to the revival of business; and,

Whereas, The New York Telephone Company has been granted special privileges and franchises for the use of the streets for the planting of their conduits and the erection of their poles and the stringing of their wires of a nature enjoyed by no other public service corporation; and,

Whereas, The continued neglect of the New York Telephone Company to furnish adequate and proper installation and removal service constitutes a menace to the proper development of business and private interests and the people are fast approaching a viewpoint where in their wrath they will rise and demand public confiscation and ownership of the New York Telephone Company unless such soulless corporation speedily gives to the public the service which they demand and for which they are willing to pay; be it

Resolved, That a joint legislative committee be, and hereby is, created to consist of three members of the Senate to be appointed

by the President of the Senate, and five members of the Assembly to be appointed by the Speaker of the Assembly, to investigate the nefarious conduct of the New York Telephone Company and to suggest what course in its opinion should be pursued by the State in order to eliminate this cancerous evil gnawing at the heart of business development and revival. Such committee shall choose from its number a chairman, and is authorized to sit both within and without the city of New York, to appoint a secretary, counsel and such other employees as it may deem necessary, including private detectives, male and female, who will secure employment in the offices and plants of the New York Telephone Company and ascertain their secrets, and to fix the compensation of such employees. Such committee shall have the power to subpoena and compel the attendance of witnesses, including the production of any book, paper, record, voucher or document pertaining to the subject of its investigation, and shall have and exercise in general all of the powers of a legislative committee, including the right to punish for contempt. Such committee shall render a preliminary report to the Legislature on or before the fifteenth day of March, nineteen hundred and twenty-one, with such legislation as it deems necessary to temporarily grant relief and shall continue its further investigations during the balance of the year, making its final report to the Legislature of nineteen hundred and twenty-two; and be it further

Resolved, That the expenses of such committee, not exceeding the sum of twenty-five thousand dollars, shall be payable out of the legislative contingent fund by the check of the Treasurer on the warrant of the Comptroller on the certificate of the chairman of such committee.

which was referred to the committee on ways and means.

By Mr. J. G. Moore:

Whereas, A serious condition exists in the transit situation in the Park Slope, Windsor Terrace, West Flatbush and Prospect Park South sections of the borough of Brooklyn, New York city, by reason of the Brooklyn City Railroad Company having discontinued at midnight on the thirteenth day of January, nineteen hundred and twenty-one, the so-called Park Slope line, running along Coney Island avenue, Prospect Park southwest, Prospect Park west and Flatbush avenue to Borough Hall; and,

Whereas, The inauguration of this line was for the purpose of affording much needed transit facilities to this large territory in which are located many thousands of residents of the borough of Brooklyn, and by reason of the discontinuance of said line these residents are without ample transit facilities, said Brooklyn City Railroad Company having previously withdrawn and suspended

the Sixteenth avenue line, the Union street line to New York and the Greenpoint line; and,

Whereas, The Brooklyn City Railroad Company claims that the line has been run at a loss of revenue and that the Public Service Commission has refused to permit the continuance of the said line for the shortened route between Borough Hall and Park Circle; and,

Whereas, It is seriously doubted whether these contentions of the Brooklyn City Railroad Company are substantiated by the facts, and whether the line is discontinued in good faith; now, therefore, be it

Resolved (if the Senate concur), That the Public Service Commission of the First District, be hereby requested to report to this Legislature, after investigation, whether it is possible for the Brooklyn City Railroad Company, or allied companies, to render adequate service at the present fare, on the Park Slope line, as heretofore operated, and report the result of its investigation, together with all its facts, figures and information, with all convenient speed.

Tabled under the rules.

By Mr. Lieberman:

Whereas, The recent World War has caused unprecedented taxation; and,

Whereas, The continual expenditures for the purposes of war will necessitate greater and more burdensome taxes; and,

Whereas, The moral sentiment of the nation is in favor of reducing armament; and,

Whereas, The people of the State of New York are fully in accord with the sentiment of the nation; be it

Resolved, That the President and Congress of the United States be, and they are hereby, urged to make every possible effort to bring about an agreement between all nations of the world for the reduction of expenditures for the army and navy and for a gradual disarmament; and be it further

Resolved, That a copy of these resolutions be sent to the President of the United States, the Senators from the State of New York and to each member of the House of Representatives of the State of New York.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

By Mr. Baum:

Be it resolved (if the Senate concur), That the Congress of the United States be and hereby is respectfully and urgently requested to provide with all convenient speed such appropriate legis-

lation as will effectually and rationally modify the provisions of the Federal statute known as the Volstead Act, so that it may be lawful to manufacture, sell and possess light wines and beer containing a more liberal percentage of alcohol than is now provided.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

By Mr. Wells:

Whereas, From certain statements which have appeared in the newspapers and trade journals recently from time to time and also from statements made by employers and employees relative to the situation and state of business in the needle trades of the State of New York; and,

Whereas, These statements, if true, would represent facts which are prejudicial to the interests of the State of New York in that the future life and prosperity of these industries would seem to be perilously affected, by reason of removals and threatened removals of many of these factories from the State of New York to adjoining states; and,

Whereas, The prices for the commodities of these industries are apparently adversely affected by these improper practices which directly touch pocketbooks of each and every citizen of this State; and,

Whereas, The total outputs of the needle trades of this State exceed the combined outputs of the needle trades of all other States and Territories, said outputs being greater than those of any other New York industry; now therefore be it

Resolved, (if the Senate concur), That a committee consisting of four members of the Assembly to be appointed by the Speaker, and three members of the Senate to be appointed by the Temporary President of the Senate, to investigate the general situation relating to the needle industries of the State of New York, inquiring as to contracts, agreements and general understandings, whether orally or in writing, made between organizations and employer, or individual employees and employer, which pertain to the said industry and also to the situation regarding removals or threatened removals from the State of certain manufacturers for the reasons above stated, and that the said commission be empowered and is authorized to sit within and outside of the city of Albany, to employ stenographers, clerks, and other subordinates, to subpoena and compel the attendance of witnesses and the production of books, records and papers, to take proofs and testimony and otherwise to have all the powers of a legislative committee, as defined by the Legislative Law; and be it further

Resolved, That the sum of five thousand dollars (\$5,000), or so much thereof as may be necessary, be paid from the legislative

contingent fund for expenses of such committee upon vouchers audited and approved as provided by law, and that such committee shall report to the Legislature at its next regular session.

which was referred to the committee on ways and means.

By Mr. Steinberg:

Whereas, The administration of affairs of the city of New York is apparently demoralized on account of inefficiency, incompetency or corruption, and has broken down in several branches, including the district attorney's office in the county of New York and the police department of the city, and has failed to make the provision required by law for the maintenance of its public schools; and,

Whereas, Public opinion in the city requires relief from the Legislature for the correction of existing conditions; now, therefore, be it

Resolved (if the Senate concur), That a joint legislative committee is hereby constituted, to consist of six senators to be appointed by the President of the Senate, and six members of the Assembly to be appointed by the Speaker of the Assembly, with full authority to investigate all and singular aforesaid matters and charges, and to investigate all city, county and borough offices, departments and bureaus, and that said committee have full power to prosecute its inquiries in any and every direction in its judgment necessary and proper, to enable it to obtain the information required by this resolution and report to the Legislature and to the Governor with such recommendations as in its judgment the public interests require; prepare the needed legislation to suppress such evils and to carry its recommendations into effect.

Resolved, That such committee is hereby authorized to sit in the city of New York, or elsewhere within the State, to choose a chairman from among its own members, to employ a secretary, counsel, and such other assistants as may be needed, to take testimony, subpoena witnesses and compel the production of books, documents and papers, and otherwise have all the powers of a legislative committee.

Resolved, That such committee, on or before March 31, 1921, report the results of its investigation to the Legislature, together with such proposed legislation as it deems advisable to carry its recommendations into effect.

Resolved, That it is the sense of the Legislature that it is contrary to public policy and to the interests of good order that the testimony of any person received by such committee should be made the basis of indictment or prosecution of any person giving the same.

Resolved, That the expenses of such committee, not exceeding

fifty thousand dollars (\$50,000), be payable from the contingent fund of the Legislature upon the certificate of the chairman of such committee.

which was referred to the committee on ways and means.

By Mr. Wheelock:

Resolved (if the Assembly concur), That the sum of two thousand five hundred dollars (\$2,500), or so much thereof as may be necessary, in addition to any moneys heretofore made available, be appropriated from the contingent fund of the Legislature for the necessary expenses incurred or to be incurred prior to January 16, 1921, by the Joint Legislative Highway Committee appointed under the authority of the concurrent resolutions of the Senate and Assembly adopted April 18, 1919, and February 11, 1920, such money to be paid upon vouchers approved and audited according to law.

which was referred to the committee on ways and means.

Mr. Clayton offered for the consideration of the House a resolution, in the words following:

Whereas, By the death of Wilfred E. Youker the State of New York has lost a faithful servant; and,

Whereas, He served for three years in the Assembly of the State, devoting himself to what he believed to be the highest welfare of the people of the State;

Resolved, That when the Assembly adjourns to-day it adjourn in honor of the memory of Wilfred E. Youker.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

By unanimous consent, Mr. Caulfield offered for the consideration of the House a resolution, in the words following:

Resolved, (if the Senate concur), That the time for the making of a report by the joint legislative committee created pursuant to a joint resolution adopted April 24, 1920, to examine the Election Law and other statutes relating to crimes respecting the elective franchise or corrupt practices at primaries and elections and to recommend a revision thereof, be hereby extended to the 1st day of March, 1921; and be it further

Resolved, That such committee shall consist of the persons who constituted the committee on the 31st day of December, 1920, including the member who, when appointed, was a member of Assembly, and who has since been elected to the Senate, and that no vacancy be deemed to have occurred in such committee by reason of such election.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McLoughlin	Schwab
Antin	Crowley	Harrington	McWhinney	Seaker
Aronson	Dickstein	Harris	Mead	Seelbach
Bailey	Di Pirro	Hausner	Merrigan	Smith C C
Barnes	Dobson	Hawkins	Miller	Smith J C
Bartholomew	Doherty	Hunter	Moore J G	Smith M L
Baum	Donohue	Hutchinson	Moore T C	Smith T K
Beasley	Downs	Jacobs	Moran	Solomon
Betts	Druss	Jeffery	Morrissey	Soule
Blakely	Duke	Jenks	Moses	Steinberg
Bloch	Ellsworth	Jesse	Mullen	Stitt
Blodgett	Evans	Judson	Neary	Taylor
Bly	Everett	Kelly	Nichols	Trahan
Booth	Fenner	Kirkland	O'Connor	Ullman
Borkowaki	Finch	Lattin	Orr	VanWagenen
Brady	Flynn	Leininger	Peck	Wackerman
Brooks	Fox	Lieberman	Pette	Wallace
Brundage	Franchot	Long	Porter	Walsh
Campbell E C	Gaffers	Lord	Rayher	Warren
Campbell W W	Gage	Lown	Reiburn	Webb
Carroll	Galgano	Lyman	Reilly	Wells
Caulfield	Gardner	MacFarland	Reiss	Whitcomb
Chamberlin	Gempler	Martin	Rice	Williams
Cheney	Giaccone	McArdie	Richford	Witter
Clayton	Greenwald	McCleary	Roosevelt	Wright
Cole	Hackenburg	McDonald	Rowe	Yale
Cowee	Hager	McGinnies	Sackett	Zimmerman

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

January 17, 1921.

Mr. FRED W. HAMMOND, *Clerk of the Assembly*:

I hereby give notice that I will call up my resolution, introduced on January 17th, and referring to a modification of the Volstead Act, on Monday, January 24th.

HENRY BAUM.

Mr. Lieberman serves notice that he will bring up on January 24, 1921, the resolution introduced on January 17, 1921, with reference to gradual disarmament.

Pursuant to resolution, Mr. Speaker declared the House adjourned.

WEDNESDAY, JANUARY 19, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same approved.

Mr. Bloch introduced a bill entitled "An act to permit the withholding of payment of the tax upon gross receipts of certain boxing or sparring matches held for certain charitable objects and purposes" (Int. No. 196), which was read the first time and referred to the committee on ways and means.

Mr. Blodgett introduced a bill entitled "An act to amend the Civil Service Law, in relation to retiring certain veterans and granting them pensions" (Int. No. 197), which was read the first time and referred to the committee on the judiciary.

Mr. Brady introduced a bill entitled "An act to amend the General Corporations Law, in relation to payment of wages by receivers" (Int. No. 198), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Penal Law, in relation to violation of the Labor Law" (Int. No. 199), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Education Law, in relation to alien children and children employed in street trades" (Int. No. 200), which was read the first time and referred to the committee on labor and industries.

Mr. Cheney introduced a bill entitled "An act to amend the Banking Law, in relation to national banks acting in a fiduciary capacity" (Int. No. 201), which was read the first time and referred to the committee on banks.

Mr. Crews introduced a bill entitled "An act to amend the Penal Law, in relation to possessing or carrying a pistol or revolver in the city of New York" (Int. No. 202), which was read the first time and referred to the committee on codes.

Mr. Cosgrove introduced a bill entitled "An act to provide for commissioners to confer with like representatives of the State

of New Jersey for the acquisition of the ferry between Tottenville, in the borough of Richmond, city of New York, and Perth Amboy, in the State of New Jersey" (Int. No. 203), which was read the first time and referred to the committee on ways and means.

Also, "An act to authorize the board of estimate and apportionment of the city of New York to construct a tunnel for freight and passenger purposes under New York bay, between the boroughs of Richmond and Manhattan, by improving and increasing the terminal facilities of the city of New York to maintain the supremacy of the port of New York" (Int. No. 204), which was read the first time and referred to the committee on affairs of cities.

Mr. Dickstein introduced a bill entitled "An act to amend the Banking Law, in relation to declaration of dividends on savings bank deposits" (Int. No. 205), which was read the first time and referred to the committee on banks.

Also, "An act to amend the Banking Law, in relation to the transmission of money by State banks and trust companies" (Int. No. 206), which was read the first time and referred to the committee on banks.

Mr. Donohue introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eighteen of article six of the Constitution in relation to children's courts and courts of domestic relations" (Int. No. 207), which was read the first time and referred to the committee on the judiciary.

Mr. Fenner introduced a bill entitled "An act to amend the Conservation Law, in relation to the open season for waterfowl" (Int. No. 208), which was read the first time and referred to the committee on conservation.

Mr. Hutchison introduced a bill entitled "An act to extend the time of Little Falls and Johnstown Railroad Company to begin and finish the construction of its road and put it in operation, and extending the corporate existence, powers, consents and franchises of the company" (Int. No. 209), which was read the first time and referred to the committee on railroads.

Mr. Halpern introduced a bill entitled "An act to amend the Greater New York charter, in relation to publication of notice of proceedings to condemn property for street purposes in Queens, Bronx and Richmond counties" (Int. No. 210), which was read the first time and referred to the committee on affairs of cities.

Mr. Jesse introduced a bill entitled "An act to amend the Executive Law, in relation to examinations and investigations of the affairs of counties and cities by the Governor" (Int. No. 211), which was read the first time and referred to the committee on the judiciary.

Mr. McKee introduced a bill entitled "An act to amend the Banking Law, in relation to necessary investments by savings banks" (Int. No. 212), which was read the first time and referred to the committee on banks.

Mr. McDonald introduced a bill entitled "An act to validate the charter, confirm the rights of members, and legalize the acts of Van Nest hose companies, numbers one and two of the Van Nest fire department, in the county of Bronx" (Int. No. 213), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Real Property Law, in relation to the size of maps to be filed" (Int. No. 214), which was read the first time and referred to the committee on the judiciary.

Mr. Neary introduced a bill entitled "An act to authorize the appointment of a commission to inquire into the local government of the city of New York, with power to investigate the manner of conducting and transacting business in the several departments, boards and offices thereof, to suggest legislation in respect thereto, and, in its discretion, to include in its report a draft of a revised charter for such city, and making an appropriation therefor" (Int. No. 215), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Penal Law, in relation to malicious injury to and destruction of property" (Int. No. 216), which was read the first time and referred to the committee on codes.

Mr. Steinberg introduced a bill entitled "An act to amend the Penal Law, in relation to the disclosure of information prohibited

by grand juries, district attorneys or legislative committees " (Int. No. 217), which was read the first time and referred to the committee on codes.

Mr. Whitcomb introduced a bill entitled "An act in relation to the conveyance and dedication, as public streets, of certain lanes or alleys in the village of Endicott, in the county of Broome" (Int. No. 218), which was read the first time and referred to the committee on affairs of villages.

Mr. Yale introduced a bill entitled "An act to amend the Penal Law, in relation to prohibiting practice of law by corporations and voluntary associations" (Int. No. 219), which was read the first time and referred to the committee on codes.

Mr. Jesse introduced a bill entitled "An act to amend the County Law, in relation to the office of the register of the county of New York" (Int. No. 220), which was read the first time and referred to the committee on affairs of cities.

Mr. Martin introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section nine of article five of the Constitution, in relation to preferences, in employment and promotion, of soldiers, sailors and marines" (Int. No. 221), which was read the first time and referred to the committee on the judiciary.

Mr. Warren, by request, introduced a bill entitled "An act to facilitate payment of moneys due the State in accordance with judicial decisions" (Int. No. 222), which was read the first time and referred to the committee on ways and means.

Mr. Ellsworth introduced a bill entitled "An act to amend the Town Law, in relation to certain town charges in Franklin county" (Int. No. 223), which was read the first time and referred to the committee on internal affairs.

Mr. Jesse introduced a bill entitled "An act to amend the Municipal Court Code of the City of New York, in relation to change of boundaries of the fifth, seventh and eighth districts in the borough of Manhattan, and providing for an additional justice in the eighth district and the election of a justice to fill a vacancy in the seventh district" (Int. No. 224), which was read the first time and referred to the committee on the judiciary.

Mr. Kirkland introduced a bill entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the compensation of assessors" (Int. No. 225), which was read the first time and referred to the committee on affairs of cities.

Mr. Fox offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 32, Int. No. 32) entitled "An act to amend the Penal Law, in relation to unauthorized wearing of badge or button of the American Legion or the Military Order of the World War."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Fox moved to amend as follows:

Page 1, line 7, at end of line insert the word "United" in italics.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Fox, said bill was ordered reprinted and recommitted to said committee.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *January 18, 1921.*

By Mr. Meyer:

Whereas, Two notices of contest of election have been duly filed with the Clerk of this House whereby John J. Dunnigan contests the election of George H. Taylor, representing the 23d Senatorial District, and whereby Daniel J. Carroll contests the election of Abraham S. Katlin, representing the 11th Senatorial District; and

Whereas, Such notices of contest have been duly referred to the committee on privileges and election;

Resolved, That said committee be and it hereby is empowered to hear said contests of election, to conduct an investigation into the grounds thereof and to take testimony therein with full power to prosecute its inquiry in every direction in its judgment necessary and proper to enable it to obtain and report to the Senate the

facts in reference to said contests of election, together with its recommendations thereon; and further be it

Resolved, That the chairman of said committee be and he hereby is authorized to employ counsel, a stenographer and such other assistants as may be deemed necessary by him for the proper conduct of the inquiry herein directed and that the committee be empowered in its discretion to conduct the investigation and take testimony in the city of New York and elsewhere in the State.

Resolved, That the expenses of such committee, not exceeding \$10,000, be paid from the contingent fund of the Legislature upon vouchers approved by the chairman of such committee and the President of the Senate.

By order of the Senate,

ERNEST A. FAY,
Clerk.

which was referred to the committee on ways and means.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *January 18, 1921.* .

By Mr. Knight:

Whereas, By joint resolution of Senate and Assembly adopted April twenty-fourth, nineteen hundred and twenty, a joint committee of the Senate and Assembly was created to recodify the existing Labor Laws and to revise such portions of the said laws as, in the judgment of the committee and upon investigation, need revision, and to report to the Legislature of the year nineteen hundred and twenty-one, with its recommendations: and

Whereas, The work of such committee is not completed; now, therefore,

Resolved (if the Assembly concur), That such committee be continued with all the powers and duties heretofore conferred and imposed upon it, and that such committee shall consist of the persons constituting its present membership except Burt Z. Kasson, former Senator, and Alton A. Walrath and George Barra, former members of the Assembly, and that the Temporary President of the Senate shall appoint a Senator and the Speaker of the Assembly shall appoint two members of the Assembly as members of such committee to succeed the persons above named; and

Resolved, That the sum of \$5,000, or so much thereof as may be necessary in addition to any moneys heretofore made available for the use of such committee, be and hereby is appropriated from

the contingent fund of the Legislature for the necessary expenses incurred and to be incurred by such committee, to be paid upon vouchers approved and audited according to law.

By order of the Senate,

ERNEST A. FAY,
Clerk.

which was referred to the committee on ways and means.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *January 18, 1921.*

By Mr. Knight:

Whereas, Heretofore and during the year nineteen hundred and eighteen, operation of boats, barges and other transportation facilities on the canal system of the State was assumed by the Federal government with the purpose of effecting the transportation of the greatest possible tonnage thereon in aid of the carrying on of the activities of government in time of war; and

Whereas, The conditions which created the necessity for operation of such system by the Federal government has ceased and such operation still continues; and

Whereas, The Canal Board of the State has adopted and submitted to the Legislature a resolution disapproving and opposing further continuance of such operation by the Federal government; and

Whereas, His Excellency, the Governor of the State, has this day transmitted to the Legislature a message in writing recommending action by the Legislature urging discontinuance of the use of the canal system of the State by the Federal government; and

Whereas, There is pending before the United States Congress a resolution introduced by Honorable James W. Wadsworth, Jr., United States Senator for the State of New York, to restrain the Federal authorities from the use of the boats, barges and equipment on the canal system,

Resolved (if the Assembly concur), That the Congress of the United States be respectfully requested to adopt the said resolution introduced by the Honorable James W. Wadsworth, Jr., and that the Federal authorities discontinue operation of barges, boats and other transportation facilities at the earliest possible moment, and that copies of this resolution be forthwith transmitted to the Senate and the House of Representatives of the United States.

By order of the Senate,

ERNEST A. FAY,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Order, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following.

IN SENATE, ALBANY, *January 18, 1921.*

By Mr. Hewitt:

Resolved (if the Assembly concur), That the sum of two thousand five hundred (\$2,500) dollars, or so much thereof as may be necessary, in addition to any moneys heretofore made available, be appropriated from the contingent fund of the Legislature for the necessary expenses incurred or to be incurred prior to January 16, 1921, by the joint legislative highway committee appointed under the authority of the concurrent resolutions of the Senate and Assembly adopted April 18, 1919, and February 11, 1920, such money to be paid upon vouchers approved and audited according to law.

By order of the Senate,
ERNEST A. FAY,
Clerk.

which was referred to the committee on ways and means.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *January 18, 1921.*

By Mr. Lusk:

Resolved (if the Assembly concur), That the joint legislative committee appointed pursuant to resolution of this body adopted January 23, 1919, to inquire into and investigate the subject of taxation and to prepare and submit bills for remedial legislation in relation thereto, and continued by joint resolution adopted April 16, 1920, be further continued with all the powers and duties heretofore conferred and imposed upon such committee, and that the time for it to make its final report to the Legislature be extended to March 1, 1922, and be it further

Resolved, That vacancies in the membership of such committee from the Senate be filled by the Temporary President of the Senate and from the Assembly by the Speaker of the Assembly; and be it further

Resolved, That the sum of ten thousand dollars, or so much thereof as may be necessary, be and hereby is appropriated from

the contingent fund of the Legislature for the necessary expenses incurred and to be incurred by said committee upon vouchers approved and audited according to law.

By order of the Senate,

ERNEST A. FAY,
Clerk.

which was referred to the committee on ways and means.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *January 18, 1921.*

By Mr. Mullan:

Resolved (if the Assembly concur), That the committee appointed pursuant to resolution adopted April 15, 1920, to investigate the compensation of school teachers; the number, location and equipment of schools, the systems of government and instruction in force therein, and generally all those questions protecting and promoting the educational and the mental, moral and physical betterment of the people of the State, and to report the result of its investigations to the next Legislature with recommendations of such measures for relief and improvement in the premises as it may deem suitable and expedient, be continued with all the powers and duties heretofore conferred and imposed upon such committee, and that the time for it to make its final report to the Legislature be extended to April 1, 1921.

By order of the Senate,

ERNEST A. FAY,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution extending the time for report by the joint legislative committee on election laws, with a message that they have concurred in the passage of the same without amendment.

On motion of Mr. Adler, the House adjourned.

THURSDAY, JANUARY 20, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Antin introduced a bill entitled "An act to amend the Workmen's Compensation Law, in relation to providing compensation for private chauffeurs" (Int. No. 226), which was read the first time and referred to the committee on the judiciary.

Mr. Cole introduced a bill entitled "An act to amend the Public Buildings Law, in relation to persons entitled to admission to the New York State Soldiers and Sailors' Home" (Int. No. 227), which was read the first time and referred to the committee on soldiers' home.

Mr. Donohue introduced a bill entitled "An act to amend the Election Law, in relation to compensation of election officers in cities of over one million inhabitants" (Int. No. 228), which was read the first time and referred to the committee on the judiciary.

Mr. Dobson introduced a bill entitled "An act to amend the Town Law, in relation to the deposits of moneys by the supervisors of towns" (Int. No. 229), which was read the first time and referred to the committee on internal affairs.

Mr. Jesse introduced a bill entitled "An act to amend the Greater New York charter, in relation to temporary transfers of employees" (Int. No. 230), which was read the first time and referred to the committee on affairs of cities.

Mr. Jeffery introduced a bill entitled "An act to authorize the city of North Tonawanda to issue bonds for the improvement of its waterworks system by the construction of iron water mains in its streets to replace worn-out wooden pipes therein" (Int. No. 231), which was read the first time and referred to the committee on affairs of cities.

Mr. Martin introduced a bill entitled "An act to amend the Election Law, in relation to absentee voters' ballots" (Int. No. 232), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Highway Law, in relation to the equipment of motor vehicles with certain signaling devices" (Int. No. 233), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Election Law, in relation to publication of canvass" (Int. No. 234), which was read the first time and referred to the committee on the judiciary.

Also, "Concurrent resolution of the Senate and Assembly proposing an amendment to section eight of article seven of the Constitution, in relation to a certain portion of the Erie canal" (Int. No. 235), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Election Law, in relation to notices of elections" (Int. No. 236), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Election Law, in relation to the canvass of soldiers' and sailors' votes" (Int. No. 237), which was read the first time and referred to the committee on the judiciary.

Mr. Mullen introduced a bill entitled "An act to amend the Conservation Law, in relation to taking of quadrupeds doing damage" (Int. No. 238), which was read the first time and referred to the committee on conservation.

Mr. Mead introduced a bill entitled "An act to amend the Highway Law, in relation to laying out highways" (Int. No. 239), which was read the first time and referred to the committee on internal affairs.

Mr. Steinberg introduced a bill entitled "An act to amend the New York City Municipal Court Code, in relation to jurors in the municipal court" (Int. No. 240), which was read the first time and referred to the committee on codes.

Mr. Seaker introduced a bill entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the payment of sewer assessments" (Int. No. 241), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the fiscal year" (Int. No. 242), which was read the first time and referred to the committee on affairs of cities.

Mr. Wallace introduced a bill entitled "An act to amend the County Law, in relation to the election of public defenders" (Int. No. 243), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Code of Civil Procedure, in relation to divorce" (Int. No. 244), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Civil Procedure, in relation to presumption of death and time in which actions, depending on the death of a person, may be commenced" (Int. No. 245), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Civil Procedure, in relation to actions to annul a marriage" (Int. No. 246), which was read the first time and referred to the committee on codes.

Mr. Wells introduced a bill entitled "An act to amend the Membership Corporations Law, in relation to veteran soldiers' and sailors' associations" (Int. No. 247), which was read the first time and referred to the committee on the judiciary.

Mr. Zimmerman introduced a bill entitled "An act providing for the levy and collection of taxes and the creation of a sinking fund for the payment of the principal and interest of the Delaware avenue pavement bonds of the town of Tonawanda, Erie county" (Int. No. 248), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Banking Law, in relation to change of location of savings and loan associations" (Int. No. 249), which was read the first time and referred to the committee on banks.

Also, "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act

to provide a **charter for the city of Buffalo,** in relation to the sale of **surplus water** " (Int. No. 250), which was read the first time and referred to the committee on affairs of cities.

Also, "**An act to legalize and validate the acts and proceedings of the village of Depew,** its voters, officers and agents, in relation to the issuance of seventy thousand dollars paving bonds; authorize the issuance and sale of said bonds, and to provide for raising annually by tax a sum necessary and sufficient to pay the principal and interest of such bonds as they become due" (Int. No. 251), which was read the first time and referred to the committee on affairs of villages.

Mr. Betts introduced a bill entitled "**An act to amend the General Highway Traffic Law,** in relation to the use of motor muffler cut-outs on public highways" (Int. No. 252), which was read the first time and referred to the committee on internal affairs.

Also, "**An act to amend the Membership Corporations Law,** in relation to imposing an annual tax on the gross receipts of persons and corporations conducting racing meetings within the State" (Int. No. 253), which was read the first time and referred to the committee on the judiciary.

Mr. Ellsworth introduced a bill entitled "**An act to amend the Poor Law,** in relation to the treatment and maintenance in sanitariums of tubercular poor" (Int. No. 254), which was read the first time and referred to the committee on internal affairs.

Mr. Booth introduced a bill entitled "**An act to amend the General Construction Law,** in relation to standard time" (Int. No. 255), which was read the first time and referred to the committee on agriculture.

Also, "**An act to amend chapter three hundred and seven of the Laws of nineteen hundred and thirteen,** entitled '**An act to extend the boundaries of the city of Utica by annexing thereto a part of the town of New Hartford,** and to provide for the government of the territory so annexed,' in relation to the eleventh and thirteenth wards" (Int. No. 256), which was read the first time and referred to the committee on affairs of cities.

Mr. Betts introduced a bill entitled "**An act to amend the Labor Law,** in relation to the hours of labor for women in

factories and mercantile establishments, and repealing section ninety-three-b thereof" (Int. No. 257), which was read the first time and referred to the committee on labor and industries.

Mr. Judson introduced a bill entitled "An act to amend the Conservation Law, in relation to aliens" (Int. No. 258), which was read the first time and referred to the committee on conservation.

Mr. W. W. Campbell introduced a bill entitled "An act to amend the Highway Law, in relation to the disposition of automobile registration fees, fines and penalties" (Int. No. 259), which was read the first time and referred to the committee on internal affairs.

On motion of Mr. Adler, the House adjourned.

FRIDAY, JANUARY 21, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Martin, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Institute for the Blind, New York City, which was laid upon the table and ordered printed.

(See Document.)

Mr. Barnes introduced a bill entitled "An act to amend the Education Law, in relation to the appointment of a Supreme Court librarian at Watertown" (Int. No. 260), which was read the first time and referred to the committee on the judiciary.

Mr. Brady introduced a bill entitled "An act to amend the Workmen's Compensation Law, generally" (Int. No. 261), which was read the first time and referred to the committee on labor and industries.

Mr. E. C. Campbell introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of John J. Morrissey against the State for the unpaid balance of moneys alleged to be due the claimant for

carting filling for the State Fair grounds in the month of July, nineteen hundred and seventeen" (Int. No. 262), which was read the first time and referred to the committee on claims.

Mr. Everett introduced a bill entitled "An act to amend the Membership Corporations Law, in relation to co-operative agricultural, dairy or horticultural associations" (Int. No. 263), which was read the first time and referred to the committee on the judiciary.

Also, "An act making an appropriation for indemnity on account of the unlawful arrest of certain Seneca Indians by officers of the State" (Int. No. 264), which was read the first time and referred to the committee on ways and means.

Mr. Wheelock introduced a bill entitled "An act to amend the General Business Law, in relation to posting rates for lodging in hotels and inns" (Int. No. 265), which was read the first time and referred to the committee on general laws.

On motion of Mr. Martin, the House adjourned.

MONDAY, JANUARY 24, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of Friday, January 21st, was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the State Commissioner of Highways, which was laid upon the table and ordered printed.

(See Document.)

Also, the Twentieth Annual Report of the State Hospital for Incipient Tuberculosis, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Secretary of State on Statistics of Crime, which was laid upon the table and ordered printed.

(See Document.)

Mr. Speaker presented a notice of appearance in the contest of *Becker v. McDonald*, which was referred to the committee on the judiciary.

Mr. Speaker presented the resolutions of the board of aldermen of the city of New York, which were referred to the committee on affairs of cities.

Mr. Speaker presented the resolution of the board of aldermen of the city of New York, in relation to the Penal Code, which was referred to the committee on codes.

Mr. Bartholomew introduced a bill entitled "An act to amend the Education Law, in relation to taxing lands of the State for school purposes in the town of Fort Ann, Washington county" (Int. No. 266), which was read the first time and referred to the committee on ways and means.

Mr. Barnes introduced a bill entitled "An act in relation to the Crosby Public Library of Antwerp, New York" (Int. No. 267), which was read the first time and referred to the committee on the judiciary.

Mr. Hausner introduced a bill entitled "An act to amend the Election Law, in relation to designation of candidates for public office or party positions" (Int. No. 268), which was read the first time and referred to the committee on the judiciary.

Mr. McCleary introduced a bill entitled "An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and eleven, entitled 'An act to amend, consolidate and revise the several acts relative to the city of Amsterdam,' generally" (Int. No. 269), which was read the first time and referred to the committee on affairs of cities.

Mr. Zimmerman introduced a bill entitled "An act to amend the Public Health Law, in relation to certain nuisances" (Int. No. 270,) which was read the first time and referred to the committee on public health.

Also, "An act to amend the Village Law, in relation to the term of office of receiver of taxes and assessments in certain villages" (Int. No. 271), which was read the first time and referred to the committee on affairs of villages.

Mr. Adler introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section

seven of **article six of the Constitution, in relation to compensation of judges and associate judges of the Court of Appeals**" (Int. No. 272), which was read the first time and referred to the committee on the judiciary.

Mr. Leininger introduced a bill entitled "An act to provide for the acquisition of lands and the construction of a tunnel or tunnels for vehicular and pedestrian traffic from Astoria, Long Island, under part of the waters leading to Long Island sound, through Ward's island, and under the Harlem river to the island of Manhattan, and making an appropriation therefor" (Int. No. 273), which was read the first time and referred to the committee on ways and means.

Mr. Steinberg introduced a bill entitled "An act to amend chapter nine hundred and forty-four of the Laws of nineteen hundred and twenty, entitled 'An act in relation to defenses in actions based upon unjust, unreasonable and oppressive agreements for rent of premises occupied for dwelling purposes in cities of the first class or in cities in a county adjoining a city of the first class,' generally" (Int. No. 274), which was read the first time and referred to the committee on affairs of cities.

Mr. Witter introduced a bill entitled "An act to amend the Agricultural Law, in relation to the sale and analysis of concentrated commercial feeding stuffs" (Int. No. 275), which was read the first time and referred to the committee on agriculture.

Mr. Bly introduced a bill entitled "An act to amend the Civil Service Law, in relation to the transfer of positions from the exempt to the competitive class" (Int. No. 276), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Greater New York charter, in relation to the pattern and price of water meters" (Int. No. 277), which was read the first time and referred to the committee on affairs of cities.

Mr. Borkowski introduced a bill entitled "An act to authorize the city of Buffalo to issue bonds for the purpose of constructing, enlarging, extending, improving, altering, remodeling, repairing, rebuilding and equipping the library buildings of the Grosvenor library of the city of Buffalo" (Int. No. 278), which was read the first time and referred to the committee on affairs of cities.

Mr. Brady introduced a bill entitled "An act to extend for two years the time of Frontier Electric Railway Company to begin and finish the construction of its railroad" (Int. No. 279), which was read the first time and referred to the committee on railroads.

Mr. Chamberlin introduced a bill entitled "An act to amend chapter five hundred and thirty-three of the Laws of nineteen hundred and twelve, entitled 'An act to provide for the relief of the city of Syracuse from crossings at grade of the streets, avenues and public grounds therein by railroads operated by steam,' in relation to commissioners" (Int. No. 280), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter four hundred and forty-eight of the Laws of nineteen hundred and eighteen, entitled 'An act in relation to the department of the public works of the city of Syracuse,' in relation to condemnation of lands for local improvements" (Int. No. 281), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter six hundred and eighty-four of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of public works of the city of Syracuse,' in relation to the assessment of pavements and sewers" (Int. No. 282), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse,' in relation to the disposition of the proceeds of bonds" (Int. No. 283), which was read the first time and referred to the committee on affairs of cities.

Mr. Donohue introduced a bill entitled "An act to amend the Greater New York charter, in relation to the demolition or construction of certain buildings" (Int. No. 284), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Highway Law, in relation to motor vehicles, chauffeurs and operators, and penalties for violations of provisions relating to motor vehicles" (Int. No. 285), which was read the first time and referred to the committee on internal affairs.

Mr. Jacobs introduced a bill entitled "An act to amend the Conservation Law, in relation to the taking and possession of deer in Greene county" (Int. No. 286), which was read the first time and referred to the committee on conservation.

Mr. Brady introduced a bill entitled "An act to amend the Partnership Law, in relation to payment of wages by receivers" (Int. No. 287), which was read the first time and referred to the committee on general laws.

Mr. Wells introduced a bill entitled "An act to amend the Election Law, generally" (Int. No. 288), which was read the first time and referred to the committee on the judiciary.

Mr. Jesse offered for the consideration of the House a resolution, in the words following:

Whereas, Numerous amendments are suggested annually to the Greater New York charter, and individual bills are introduced covering such suggestions, and it is often impracticable for the persons best qualified to explain such suggestions to attend before the cities committees of Senate and Assembly for the purpose of such explanations; and

Whereas, It is violative of the best legislative procedure for such committees to report such bills without full and complete information as to the merits thereof; and

Whereas, It is a matter of common knowledge that the piecemeal amendments of such charter for the last twenty years have resulted in a verbose and complicated body of statute law relating to the city of New York which may well be revised and simplified, after intelligent consideration of the needs of such city; now, therefore, be it

Resolved (if the Senate concur), That the cities committee of the Senate and the cities committee of the Assembly be authorized to sit as a joint legislative committee and to hold joint meetings in the city of New York during the present session of the Legislature before March fifteenth, nineteen hundred and twenty-one, at such times as the chairman of such joint committee may select, such chairman to be chosen at the first joint meeting; and that any such meetings shall be public and shall be held for the purpose of allowing civic bodies and individuals to make suggestions as to amendments and revision of such charter; and be it further

Resolved, That such joint committee may prepare a bill or bills embodying such changes in such charter as they deem proper; and be it further

Resolved, That such joint committee may employ the necessary stenographers and typists and that the members of the committee be allowed their necessary traveling and hotel expenses while in the performance of their duties pursuant to this resolution; and be it further

Resolved, That the sum of three thousand dollars, or so much thereof as may be necessary, be paid from the legislative contingent fund for the expenses of such joint committee upon vouchers approved as provided by law.

which was referred to the committee on ways and means.

Mr. Dickstein offered for the consideration of the House a resolution, in the words following:

Whereas, Considerable publicity has been given in certain daily papers of the city of New York in relation to the lack of proper system and the regulation by statute of the transmission of money to foreign countries; and

Whereas, It has been shown that in many instances the money deposited for transmission has not been forwarded within the time agreed upon; and

Whereas, Hundreds of persons have gone abroad to foreign countries expecting to have their letters of credit honored for certain amounts only to find that no money has been transmitted and placed to their credit or that the rate of exchange has so been altered by market conditions that they have received considerably less than they contracted to have transmitted to them.

Whereas, Hundreds of persons have been apparently, according to well-authenticated reports, been victimized out of a considerable portion of the money deposited with agents for its transmission through a fluctuation in rates of foreign exchange; and

Whereas, The great bulk of the business of foreign exchange is in the hands of private bankers; be it

Resolved (if the Senate concur), That a joint legislative committee, to consist of three Senators, to be appointed by the President of the Senate, and four Assemblymen, to be appointed by the Speaker of the Assembly, be and it hereby is constituted to investigate the business of private banking in and about the city of New York in relation to its general methods of handling foreign exchange and letters of credit, and that such committee report to the Legislature on or before March 1, 1921, the result of its findings, together with such legislation as it may suggest to remedy the conditions prevailing; and be it further

Resolved, That such committee is hereby invested with all of the powers usually conferred upon a legislative committee and

that the **expenses of such committee**, not exceeding the sum of **twenty-five hundred dollars (\$2,500)**, shall be paid out of the **legislative contingent fund** in the manner by law provided.

which was referred to the committee on ways and means.

Mr. Pette offered for the consideration of the House a resolution in relation to the transfer to Albany of the body of an unknown American soldier of the World War for burial in the rotunda of the Capitol, which was laid upon the table under the rule.

Mr. Dickstein offered for the consideration of the House a resolution in relation to a joint legislative committee to investigate the business of private banking, which was laid on the table under the rule.

Pursuant to notice, Mr. Baum called up his resolution introduced January 17th, in relation to the modification of the Volstead act.

Debate was had.

On motion of Mr. Adler, said resolution was referred to the committee on excise.

A message from the Governor, by the hand of his Secretary, was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

January 24, 1921.

To the Legislature:

I invite your prompt consideration of needed changes in the law for the regulation of public utilities. The most urgent condition is that presented by the transit situation in the city of New York.

In my view, sufficient facts are known to enable the Legislature to determine what action it ought to take. Indeed, those facts are matters of common knowledge. I shall endeavor to state them.

A brief outline of the acts under which the present rapid transit lines were constructed may be helpful.

By chapter 752 of the Laws of 1894, the Rapid Transit Act of 1891 was amended and a Board of Rapid Transit Railroad Commissioners was named in the act with power to fill vacancies. As

a preliminary step, the Board was required to obtain the constitutional consents of the local authorities and abutting property owners, or in lieu of the latter the determination of the General Term, now the Appellate Division, of the Supreme Court upon the report of Commissioners that the proposed road ought to be constructed and operated. The Board was then to prepare plans and advertise for bids for construction, equipment and operation. Upon obtaining the constitutional consents, the Board was independent of municipal control except that the approval of the common council was required as to the form of contracts. Under that act, the first two subway contracts were let, viz.: Contract No. 1, on February 21, 1900, for the section north of the post-office in Manhattan, and Contract No. 2, on July 21, 1902, from the post-office in Manhattan to the Long Island Railroad terminal in Brooklyn. Under those contracts made by said Board, the credit of the city was pledged to the amount of upward of \$55,000,000, a little over \$51,000,000 of which has been exempted from the indebtedness which is a limitation upon the borrowing power of the city.

By chapter 631, Laws of 1905, the power of approval of "plans and conclusions," by the original act vested in the common council was transferred to the board of estimate and apportionment. That power was continued by the revision of 1909 and still exists.

The Greater New York Charter (chapter 378, Laws of 1897) provided by section 45 that nothing in the act should repeal or affect in any manner the provisions of the Rapid Transit Act.

It will thus be seen that the first venture of the city of New York in municipal ownership of transit lines was under contracts made by a Board appointed by the Legislature, which was independent of municipal control except for the constitutional consent required to preliminary plans.

In 1907, as a part of the enactment of the Public Service Commissions Law, the powers of the Board under the Rapid Transit Act were transferred to the Public Service Commission for the First District. There was then urgent need for an extension of the rapid transit system. However, it was not until 1913, despite all of the efforts of the public authorities, that Contracts No. 3 and No. 4, providing for extensions under the so-called dual

system, were made. That was due in part at least to the delay in effecting a working arrangement between the Commission and the board of estimate and apportionment. Those contracts were made by the Commission and were approved by the board of estimate and apportionment, and they contained a clause requiring the approval of the board to any changes. However, I find no statutory warrant for that provision, the only consent of municipal authority to changes expressly required by the statute being consent to changes of plan.

By chapter 520 of the Laws of 1919, the regulatory powers of the Public Service Commission were transferred to a single commissioner appointed by the Governor and the powers under the Rapid Transit Act were transferred to a single Transit Construction Commissioner. The result is that there are now three agencies dealing with transit in New York city—the Public Service Commissioner, the Transit Construction Commissioner, and the board of estimate and apportionment, and the powers of each are in dispute. It is not strange that an apparently hopeless tangle results.

With respect to surface lines, an equally hopeless tangle of authority exists. It was obviously intended to confer upon the Public Service Commission complete regulatory power over them. But the Court of Appeals decided that it would not infer, from the language of the act, an intention to do that in cases where local consents had imposed conditions as to rates of fare. That decision, however, has been limited to such consents granted between 1875 and 1907. The result is that the Public Service Commission has jurisdiction over some lines and different sections of the same line and a divided authority with the board of estimate and apportionment over other lines or sections of the same line.

A drifting policy has naturally resulted from divided authority and responsibility, while the transportation problem in the city of New York has steadily drifted toward disaster.

According to the report of the Transit Construction Commissioner, there is greater need than ever of new construction and extension of rapid transit lines, the present lines having reached the point of saturation during rush hours. In passing, it may be

observed that the service has been so crippled that every hour appears to be a rush hour. The Commissioner states that at present costs, the new construction and extension planned will cost \$350,000,000, not including equipment for which \$200,000,000 will be required. Of course, under present conditions, private capital will not be risked in the enterprise, and the city's borrowing capacity is limited by the \$200,000,000 in round numbers of subway bonds now maintained out of the tax levy, whilst another \$50,000,000 will be required to complete projected work for which the city is obligated.

According to the report of the Public Service Commissioner, the revenues of all operating companies within the Greater City for the fiscal year ending June 30, 1920, fell short of paying operating expenses, interest, rents and other fixed charges by \$10,735,399 as against a deficit the prior year of \$8,556,408.

Many of the roads are in the hands of receivers and others on the verge of receiverships. Systems have been disintegrated. Two, three and, I understand, in some cases four fares are now required where before one sufficed. Many lines have been abandoned and service on others suspended, maintenance has been deferred, taxes are unpaid and service has deteriorated, all to the inconvenience, discomfort and expense of the public and the great loss of the city.

The welfare of the entire State is involved in the right solution of the problem. Transportation is a public function, intimately affecting the general welfare, and the regulation of it is within the police power of the State. The colossal nature of the problem and the general interest affected by it are indicated by the fact that there are upward of \$850,000,000 of New York city traction bonds held by the public, including the \$250,000,000 of city bonds.

Whilst the present drifting policy in a crisis daily becoming more distressingly acute is plainly due to the unwise division of authority and responsibility already referred to, the cause of the difficulty lies deeper. The present problem has a background of crooked financing, which now subjects it to popular distrust and prejudice easily aroused by the wiles of the demagogue. The time has come to protect it from the sinister designs of selfish financiers

and politicians. It will not be difficult to eliminate the baneful influence of the former. The market value of outstanding securities is undoubtedly much below the intrinsic value of the properties represented. The water has already been squeezed out of the securities and the companies are not earning fixed charges. The time is, therefore, propitious to deal with the subject in the public interest and with exact justice to all. It would be little short of a public calamity if the opportunity thus presented were allowed to pass. Of course, any consideration of the subject must start from the premise that the public shall not be called upon to pay earnings upon or to amortize watered securities. The ultimate solution of the problem must be maximum service with minimum cost for the benefit of the users of the public transportation facilities, the majority of whom have no other means of transportation. The public are now in a position to escape from the consequences of past misdeeds or mistakes, if, instead of utilizing them for sinister purposes to breed disorder in the public mind, advantage is taken of the present opportunity to lay the solid foundations for a forward looking constructive policy. In the past, capital has been attracted too much by the chance of speculative profits. Necessarily, those profits are made at the expense of the investor and the traveling public. Poor and costly service and loss to the innocent holder of securities are the inevitable result. Certainty of a fair return must be the attraction to capital in the future, and that, I am sure, the public will readily accord for adequate service. The public are now in a state of mind to take nothing for granted. Their past experience has been such that they now will rightly insist upon being satisfied that the actual facts justify any measures adopted. Some agency, having public confidence, impartially to ascertain the facts and courageously to apply the remedy, appears to be imperatively demanded to extricate the problem from its present difficulties.

Viewing the matter solely in the public interest, I think it plain that the foundations should now be laid for a completely unified system of transportation in the city of New York, and I believe any open-minded person who studies the subject at all will be forced to that conclusion. The single fare plan appears to me to be important to the future development of the city and

the relief of congestion with its manifold problems, housing and the like. Extensions should precede rather than lag behind demand. That means that profitable parts of the system must maintain the unprofitable. In order to give the public efficient and cheap service, every possible economy in operation and management must be effected and every unnecessary duplication of service eliminated. Necessarily, the subways will form the backbone of the system. The elevated, surface lines and buses will eventually be merely auxiliary. If, however, the most efficient service is to be rendered at the lowest cost, competition must be eliminated and the particular service best suited to each particular situation must be adopted.

The foregoing and other considerations all point to one completely unified system, and if that premise be granted it necessarily leads to the conclusion that ultimately such a system must be municipally owned. That was settled when the city decided upon municipally-owned subways. A unified system of operation will be difficult with both public and private ownership of ways and structures. Of course, the ultimate result cannot be accomplished in a day. The time, however, is ripe to lay the foundations, and to lay them properly we must commandeer the services of men of proved ability, breadth of view, vision and public spirit, in whom must be vested all the authority that can constitutionally be given, and such men must be selected utterly regardless of politics.

The subway contracts, three and four, lay at the threshold of any solution of the problem. They need revision in the public interest. They must be revised if the problem is to be solved. I have not studied them sufficiently to assert with dogmatic assurance precisely how they should be revised and am only referring to the matter sufficiently to indicate the problem with which we have to deal. A very brief examination will suggest certain major points for revision. Experience has demonstrated that the provisions for preferential payments are unfair to the city. The city is now providing the interest and sinking fund for roughly \$200,000,000 of subway bonds out of the tax levy, yet its budget requirements are so great, that it has to curtail the police force and this year the board of estimate and apportionment even cut

out of the budget \$27,000,000 conceded to be necessary for the schools. The city is so near the debt limit that it cannot undertake needed public improvements, even the erection of necessary school buildings, yet if the subway bonds were maintained out of operation as they should be, the city's borrowing power would at once be increased \$200,000,000. The people who ride in the subways do not realize that in addition to their fares, they are paying to maintain \$200,000,000 of subway bonds, and it does not matter whether they are taxpayers or rentpayers. Of course, that observation does not apply to the hundreds of thousands living outside the city who daily use its transit facilities.

In my opinion, the term of the leases is too long. That would not be so vital if the provision for recapture would not penalize the city in case it should exercise its option before the expiration of the term. That also would appear to need revision in the interest of the city.

Wholly apart from the consideration that the wise solution of the problem will in my judgment pave the way for a single municipally-owned system, the problem is in itself single and must be dealt with as a whole. No particular lines can be treated by themselves, and experience has already demonstrated the unwisdom of separating the regulatory powers of the Public Service Commissioner from the powers under the Rapid Transit Act now vested in the Transit Construction Commissioner. Increased expense and division and uncertainty of authority have resulted.

To my mind the conclusion is irresistible that the authority and responsibility to deal with this problem must be completely centered in some single agency. Manifestly that cannot be the board of estimate and apportionment. It is common knowledge that that body is unable now properly to function and dispose of the matters coming before it. That observation implies no personal reflection. Its inability to deal with such a problem as this results from the very nature of the organization of that body and the mass of matters with which it deals. A Public Service Commission with all the power under the Rapid Transit Act, and all the power necessary to deal with the problem, reserving to the city the power to give the constitutional consent to routes and, of course, to pledge the credit of the city, appears to me to be the manifest solution.

The foregoing views appear to me to be sound. But in stating them, after much reflection, I merely desire to invite your consideration of them and to focus public attention upon them. The vital thing to do at the moment is to create the agency to deal with the problem with ample and undivided authority and responsibility. The necessity of doing that does not appear to me to be open to debate. That agency when created must work out a plan from the ascertained facts uninfluenced by any prejudgments or predilections whatsoever, and I have said nothing with the intention of influencing the ultimate decision with the single reservation that that decision must be in the public interest.

There is a good deal of loose talk about home rule in connection with this subject. The problem is not a local problem. It is a State problem, state-wide in importance and can only be solved by the exercise of the police power which resides in the State Legislature. It matters not whether the city owns the subways in its governmental or proprietary capacity. In either capacity it is merely discharging a public function over which the State in the exercise of its police power has control. There are two great problems of transportation in and about the city of New York. One is the problem of transportation of passengers with which we are now dealing. The other is the problem of the transportation of freight involved in the port development problem on which I hope to address the Legislature in the near future. Both are of general State concern and neither can be properly solved without the exercise of State power. I believe in the greatest exercise of home rule, compatible with good government, but the public interest must always be kept paramount, and when State power can be effectively exercised only by the State, it ought not to be delegated to municipalities.

The regulation of public utilities is from the nature of the case a State function and the power of regulation must be undivided to be effective. The State has already gone too far in dealing with the particular problem at hand to draw back now. The responsibility has already been assumed. The deplorable condition of transportation in the city of New York, which I have inadequately described, and the dark prospects ahead, if no relief is found, preclude the thought that either the Legislature or the Governor should evade or seek to shift their responsibility.

Were it not for the unique character of the transit problem in New York, I should recommend that all public utilities of the State be placed under the jurisdiction of a single State commission which should have full power regardless of any local authority, except in so far as the Constitution has vested power in the localities. Apart from the fact that the police power of the State is involved, quasi-judicial powers should be vested in an impartial tribunal. A tribunal responsible to local authority cannot be expected to be impartial in a local case, and experience has shown that such tribunals are subject to local feelings and prejudices. The vesting of such powers in them is like submitting a controversy to one of the parties to it.

I do recommend that all public utilities be placed under the jurisdiction of one State commission, except that a commission be created for the First District with complete jurisdiction over the single subject of transit in that District. I make that exception not only because the problem is unique and complicated but because I entertain the hope that public spirited men, who might not be willing to undertake the regulation of public utilities generally, may be found to undertake a particular service. It is no exaggeration to say that that service will require the highest order of intelligence, fairness and public spirit, to which any citizen may be called and that it affords an opportunity for distinguished public service, the like of which is rarely presented.

I recommend that a commission of three be created with complete jurisdiction over the subject of transit in the First District, that the powers under the Public Service Commissions Law and the Rapid Transit Act be transferred to it with such amendment as further study may suggest and that the former independence of municipal control be restored regardless of the provisions of local consents or prior contracts.

I further recommend that jurisdiction over all other public utilities in the State be conferred on the present Commission for the Second District. Five commissioners for that work may be necessary.

I also recommend that the Public Service Commissions Law be amended so as to make the rules uniform as to all public utilities, including the power to suspend rates pending a hearing and

determination. In view of the time required for some rate determinations, there should doubtless be power to prescribe temporary rates pending such determination, with such safeguards as may be prescribed by the Commission, and complete power should expressly be vested in the Commission regardless of local consents or contracts.

I invite your particular attention to the subject of gas rates. Acts of the Legislature prescribing particular rates have been found to be confiscatory by the Federal courts. The result is that the companies affected are left free to impose any rate, subject only to the requirement of reasonableness. That condition requires immediate remedy. Either the Legislature must prescribe new rates or confer jurisdiction over the subject on the Commission regardless of any statutory rate. If we are to have a Public Service Commission at all, it should have complete jurisdiction over that subject. Likewise, it should have jurisdiction to regulate the service and prescribe the standards of quality and the like.

It is impossible to exaggerate the importance and the value to the people, if well done, of the work of the Public Service Commission. That body should be elevated to the dignity and the standing of a court and should be removed from political influence. If a commission of five is retained, I recommend that the terms be so arranged as to expire at intervals of three years, the ultimate term of the Commissioners to be appointed upon the expiration of the terms of the present incumbents to be fifteen years.

The determinations of the Commission when once made should be obeyed. There may be some reason for it, but I see no necessity of an appeal from the Commission to itself, which must involve some unnecessary expense to parties and to the State, but, more important than that, effective regulation requires that the orders of the Commission be obeyed until they are set aside.

I also invite your consideration of the question whether the Commission does not undertake too much work of an administrative character. The great functions of the Commission are quasi-judicial or legislative. As I have said to you in an earlier message, the commingling of administrative with legislative or

judicial functions impairs the efficiency with which both are discharged and may also lead to abuses. A body suited to discharge important quasi-judicial or legislative functions is apt to be unsuited to administration, and attention to one duty is apt to detract from performance of the other.

I think that has been demonstrated by the constant growth in the expenses of the two Commissions. An examination of the organization under the Public Service Commission for the Second District discloses the typical development of the bureaucratic system incident to such commingling of powers. There appear to be eight divisions, each with a division chief, and apparently they constitute so many separate departments, each naturally magnifying its own importance and with little or no correlation of effort and service between them. It is inevitable that they are overmanned, and I think it will be little short of miraculous if a close investigation does not disclose that in every one of the divisions there are employees who at some periods have little or nothing to do. I am not prepared to say that the work of any of the divisions should be curtailed or dispensed with. I recommend the study of that subject. I am prepared to recommend, however, that if continued, that work be placed under one administrator, who will see that it is properly correlated and efficiently done. The Commissioners will have all they can attend to, if they properly discharge their important quasi-judicial or legislative functions. They should not be burdened with the administration of such a department as now exists under them. Of course, the appropriation committees will look carefully into this subject. Instead of increasing the appropriations for the Department over \$180,000, as is requested, I have no doubt that it will be found possible to effect decreases by more efficient organization. How that should be done, I submit to your consideration.

(Signed) NATHAN L. MILLER.

The undersigned gives notice that he will call up for consideration the original resolution offered Monday evening, January 24, 1921.

NICHOLAS M. PETTE.

Mr. J. G. Moore gives notice that he will on Monday, January 31st, call up his resolution in regard to transit in Kings

county, introduced January 17, 1921, and laid on the table under the rule.

Mr. Dickstein serves notice that under the provisions of Rule 16 of the rules of the Assembly, he will, on Monday, January 31, 1921, call up for consideration his resolution protesting to Congress against the enactment of House of Representatives Bill No. 12,320.

The privileges of the floor was extended to Hon. O. J. Smith, Hon. H. E. Warner, Hon. James B. Rogers and Hon. Wm. A. Servin.

On motion of Mr. Adler the House adjourned.

TUESDAY, JANUARY 25, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the preliminary report of the Superintendent of Public Works on Canals, which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the New York-New Jersey Port and Harbor Development Committee, which was laid upon the table and ordered printed.

(See Document.)

The Senate sent for concurrence the following entitled bill:
 "An act to amend chapter two hundred and thirty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act creating the hospital development commission, defining its powers and duties, authorizing contracts for new buildings in connection with the Utica State Hospital and the Middletown State Hospital, and making appropriations for such purpose and for the expense of the hospital development commission,' in relation to number of members of such commission" (No. 49, Rec. No. 1), which was read the first time and referred to the committee on ways and means.

Mr. Betts introduced a bill entitled "An act to amend the Conservation Law, in relation to hunting and fishing on private land used for agricultural purposes" (Int. No. 289), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Canal Law, in relation to the alteration of roads on account of canal construction" (Int. No. 290), which was read the first time and referred to the committee on canals.

Mr. E. C. Campbell introduced a bill entitled "An act to amend chapter five hundred and fifty-one of the Laws of nineteen hundred and nine, entitled 'An act creating a bureau of buildings in the city of Albany,' in relation to appeals" (Int. No. 291), which was read the first time and referred to the committee on affairs of cities.

Also, "An act in relation to the conveyance of abandoned canal lands to, and the use thereof by, the city of Albany" (Int. No. 292), which was read the first time and referred to the committee on affairs of cities.

Mr. Everett introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to fees of county clerks and clerks of courts of record" (Int. No. 293), which was read the first time and referred to the committee on codes.

Mr. Ellsworth introduced a bill entitled "An act in relation to tax sales heretofore made by the treasurer of the county of Franklin" (Int. No. 294), which was read the first time and referred to the committee on the judiciary.

Also, "An act to repeal chapter thirty-nine of the Laws of eighteen hundred and fifty-five, entitled 'An act to reduce the expenses of recording conveyances of real estate, in the counties of Chautauqua, Saint Lawrence and Onondaga'" (Int. No. 295), which was read the first time and referred to the committee on the judiciary.

Mr. Gempler introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to the taking of minutes in proceedings supplementary to execution" (Int. No. 296), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Public Service Commissions Law, in relation to the furnishing by street railway corporations of cars for women passengers in certain cities" (Int. No. 297), which was read the first time and referred to the committee on the judiciary.

Mr. Gardner introduced a bill entitled "An act making an appropriation for the construction of Barge canal terminals at certain places on the Hudson river as authorized by chapter five hundred and fifty-five of the Laws of nineteen hundred and eighteen" (Int. No. 298), which was read the first time and referred to the committee on ways and means.

Mr. Hutchinson introduced a bill entitled "An act for the relief of the town of Ephratah in the county of Fulton" (Int. No. 299), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act for the relief of the town of Bleecker in the county of Fulton" (Int. No. 300), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Jenks introduced a bill entitled "An act to amend the Highway Law, in relation to amount to be raised by town board for repair or construction of highways and bridges" (Int. No. 301), which was read the first time and referred to the committee on internal affairs.

Mr. Lieberman introduced a bill entitled "An act to amend the Banking Law, in relation to necessary investments by savings banks" (Int. No. 302), which was read the first time and referred to the committee on banks.

Also, "An act to amend the New York City Municipal Court Code, in relation to the rotation of municipal court judges" (Int. No. 303), which was read the first time and referred to the committee on codes.

Also, "An act to amend chapter one hundred and thirty-six of the Laws of nineteen hundred and twenty, entitled 'An act in relation to defenses in actions based upon unjust, unreasonable and oppressive agreements for rent of premises occupied for dwelling purposes in cities of the first class or in cities in a county adjoining a city of the first class,' in relation to the venue of actions for rent" (Int. No. 304), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Penal Law, in relation to abolishing capital punishment for murder in first degree" (Int. No. 305), which was read the first time and referred to the committee on codes.

Mr. McWhinney introduced a bill entitled "An act to amend the Town Law, in relation to police" (Int. No. 306), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Judiciary Law, in relation to power of Supreme Court justices in Nassau and Suffolk counties to appoint court attendants" (Int. No. 307), which was read the first time and referred to the committee on the judiciary.

Mr. Merrigan introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section ten of article eight of the Constitution, in relation to limitation of local indebtedness" (Int. No. 308), which was read the first time and referred to the committee on the judiciary.

Mr. T. C. Moore introduced a bill entitled "An act to amend the Penal Law, in relation to the unlawful use of devices and false representations to import authority" (Int. No. 309), which was read the first time and referred to the committee on codes.

Mr. Neary introduced a bill entitled "An act to amend the Penal Law, in relation to the wearing of military badges, insignia, clasps, rosettes and buttons" (Int. No. 310), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the filing of affidavits in certain cases" (Int. No. 311), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Judiciary Law, in relation to qualifications of attorneys" (Int. No. 312), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the General Corporation Law, in relation to the filing of corporate certificates" (Int. No. 313), which was read the first time and referred to the committee on the judiciary.

Mr. Pette introduced a bill entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to copies of stenographic minutes of proceedings" (Int.

No. 314), which was read the first time and referred to the committee on codes.

Mr. Richford introduced a bill entitled "An act to amend the Railroad Law, in relation to warning signals at steam railroad grade crossings" (Int. No. 315), which was read the first time and referred to the committee on railroads.

Mr. C. C. Smith introduced a bill entitled "An act to amend the Civil Service Law, in relation to retiring Civil War veterans and pensioning them" (Int. No. 316), which was read the first time and referred to the committee on the judiciary.

Mr. Trahan introduced a bill entitled "An act to amend the Highway Law, in relation to requiring indemnity bonds or insurance policies from owners of motor vehicles" (Int. No. 317), which was read the first time and referred to the committee on internal affairs.

Mr. Wells introduced a bill entitled "An act to provide for the reinstatement, in the teaching staff of the public schools in the city of New York, of Lena Zipfel" (Int. No. 318), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Military Law, in relation to pensions" (Int. No. 319), which was read the first time and referred to the committee on military affairs.

Also, "An act to amend the Municipal Court Code of the City of New York, in relation to marshals" (Int. No. 320), which was read the first time and referred to the committee on codes.

Mr. Zimmerman introduced a bill entitled "An act to amend chapter three hundred and four of the Laws of nineteen hundred and nineteen, entitled 'An act to create the board of equalization for the county of Erie for the equalization of taxes and assessments and to define its powers and duties,' in relation to the compensation of the commissioners of equalization" (Int. No. 321), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to legalize and validate the acts and proceedings of the village of Depew, its voters, officers and agents, in relation to the issuance of seventy thousand dollars paving bonds; to authorize the issuance and sale of said bonds, and to provide for raising annually by tax a sum necessary and sufficient to pay the principal and interest of such bonds as they become due"

(Int. No. 322), which was read the first time and referred to the committee on affairs of villages.

Mr. Barnes introduced a bill entitled "An act to amend chapter two hundred of the Laws of eighteen hundred and fifty-four, entitled 'An act declaring a part of the West Canada creek, and its branches, a public highway, and regulating the passage of logs and lumber down the same, and for the improvement of said streams,' generally" (Int. No. 323), which was read the first time and referred to the committee on conservation.

Mr. Blakely introduced a bill entitled "An act to amend the Highway Law, in relation to county and State aid for the construction, improvement and maintenance of connecting highways in villages and cities in certain counties" (Int. No. 324), which was read the first time and referred to the committee on internal affairs.

Also, "An act to promote the health and efficiency of firemen in cities of the State" (Int. No. 325), which was read the first time and referred to the committee on affairs of cities.

Mr. Di Pirro introduced a bill entitled "An act to amend the General Construction Law, in relation to holidays" (Int. No. 326), which was read the first time and referred to the committee on the judiciary.

Also, "An act to increase the number of justices of the Supreme Court in the first judicial district" (Int. No. 327), which was read the first time and referred to the committee on the judiciary.

Also, "An act to provide for a bridge connecting Manhattan and Queens boroughs, New York city" (Int. No. 328), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to provide for a State milk commission, as a State health measure, which shall have control of the production, transportation, manufacture, storage, distribution and sale of milk and the products thereof, and the fixing of the price to be charged for milk in the State of New York, by the middleman and the retail seller" (Int. No. 329), which was read the first time and referred to the committee on agriculture.

Also, "An act to amend the Penal Law, in relation to public sports on Sunday" (Int. No. 330), which was read the first time and referred to the committee on codes.

Mr. Downs introduced a bill entitled "An act to amend the County Law, in relation to the powers of commissioners of fire districts outside of incorporated villages" (Int. No. 331), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Education Law, in relation to supervisory districts" (Int. No. 332), which was read the first time and referred to the committee on education.

Mr. Webb introduced a bill entitled "An act to amend the Highway Law, in relation to suspension or revocation of operator's or chauffeur's license or certificate of registration" (Int. No. 333), which was read the first time and referred to the committee on internal affairs.

Mr. Betts introduced a bill entitled "An act to repeal chapter two hundred and ninety-four of the Laws of eighteen hundred and ninety-two, entitled 'An act in reference to the collection of taxes in the county of Wayne'" (Int. No. 334), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the Election Law, in relation to boards of election" (Int. No. 335), which was read the first time and referred to the committee on the judiciary.

Mr. Witter, from the committee on agriculture, reports by bill entitled "An act to amend the General Construction Law, in relation to standard time" (Int. No. 336), which was read the first time, and said committee requests that said bill be printed and recommitted to said committee.

Those who voted in the affirmative were: Messrs. Witter, Lord, Cowee, Soule, Long, Rice, Webb, Greenwald, Porter, Gray, Brooks.

which report was agreed to, and said bill ordered printed and recommitted to said committee.

The following resolutions introduced January 24th and laid on the table under the rules were read:

By Mr. Pette:

Whereas, The sons of the Empire State of New York responded most nobly and patriotically to the call to arms of their country during the recent World War; and

Whereas, They distinguished themselves with great valor and won undying fame on the battle fields of France; and

Whereas, Thousands of them made the supreme sacrifice for their country; and

Whereas, Hundreds of them lie in unknown graves in the consecrated soil of France; now, therefore, be it

Resolved (if the Senate concur), That the Legislature of the State of New York request Congress to authorize the transportation to Albany of the body of an unknown American soldier who fell in battle on French soil and there be buried in the rotunda of the State Capitol with appropriate military ceremony; and be it further

Resolved, That a copy of this resolution be transmitted by the Clerks of the Senate and Assembly to the Clerks of the House of Representatives and the Senate and to each Senator and Congressman elected from the State of New York.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

By Mr. Dickstein:

Whereas, There is now pending in Congress a bill, H. R. No. 12,320, entitled "A bill to provide for the protection of the citizens of the United States by the temporary suspension of immigration; for the deportation of additional classes of aliens; for the admission by passport of certain aliens; for the admission of certain aliens on the signing of a preliminary admission statement; for the registration of aliens hereafter admitted; to further regulate the residence of aliens in the United States; and for other purposes," which bill is to go into effect fifteen days after the passage thereof, and the immediate effect thereof will be to shut off alien immigration into the United States for a period of two years and perhaps forever; and

Whereas, The great mobility and strength of the United States of America in the past has been largely due to its absorption and assimilation of the better elements of the various races and peoples of Europe who, seeking to advance their opportunities, have emigrated to this country and have by their perseverance, industry and thrift contributed to a marked degree to the mental, commercial, industrial and financial superiority of the people of the United States; and

Whereas, The United States has ever been known as the land of the brave and the home of the free whose doors were always open to the politically oppressed, stretching forth a welcome hand to all who sought to enter and enjoy the spirit of freedom; and

Whereas, The United States entered into and did its part in the World War with the idea of making the world a fit place to live in and the perpetuation of the principles of free government; and

Whereas, Thousands upon thousands of former aliens and their sons and their sons' sons entered the military, naval and marine service of the United States in the World War; and

Whereas, At the present time, with unsettled conditions the world over, these United States constitute the only nation whose political, commercial and industrial relations are so fundamentally and firmly established upon the principles of freedom and sound economic foundations as to afford a haven to those seeking betterment of their political and industrial opportunities; and

Whereas, These United States need now the assistance and co-operation of all who can contribute by their brains, incentive or toil toward the solution of the world's reconstruction problems; be it

Resolved (if the Senate concur), That the Legislature of the State of New York protest against the enactment of G. R. Bill No. 12,320, and that copies of this resolution be transmitted by the Clerks of the Senate and Assembly to the Clerks of the Senate and House of Representatives at Washington and the United States Senators and Congressmen elected from New York State. which was referred to the committee on ways and means.

To the Clerk:

Please take notice that on January 31, 1921, I will bring up for debate the resolution introduced by me with reference to disarmament.

NATHAN LIEBERMAN.

On motion of Mr. Adler, the House adjourned.

WEDNESDAY, JANUARY 26, 1921

The House met pursuant to adjournment.

Prayer by Rev. J. G. Carlisle, Troy.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the Ninety-sixth Annual Report of the Society for Reformation of Juvenile Delinquents, which was laid upon the table and ordered printed.

(See Document.)

Mr. Bloch introduced a bill entitled "An act to amend the Farms and Markets Law, in relation to a bureau of milk regula-

tion" (Int. No. 337), which was read the first time and referred to the committee on agriculture.

Mr. Cosgrove introduced a bill entitled "An act to amend the Tax Law, in relation to exemptions to certain charitable and benevolent corporations or associations" (Int. No. 338), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Doherty introduced a bill entitled "An act to amend chapter seven hundred and seventy-two of the Laws of eighteen hundred and ninety-six, entitled 'An act in relation to the office of district attorney of the county of Kings, providing for the election of and the appointment of clerks, stenographers and county detectives for said office,' in relation to compensation of county detectives" (Int. No. 339), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend chapter seven hundred and seventy-two of the Laws of eighteen hundred and ninety-six, entitled 'An act in relation to the office of the district attorney of the county of Kings, providing for the election of district attorney, and the appointment of clerks, stenographers and county detectives for said office,' in relation to compensation of certain clerks in such office" (Int. No. 340), which was read the first time and referred to the committee on internal affairs.

Mr. Leininger introduced a bill entitled "An act to amend the Greater New York charter, in relation to orders, requirements, decisions and determinations of the tenement house commissioner, relating to the construction or alteration of or the making of structural changes in tenement houses, and authorizing the board of appeals to hear and determine appeals from such orders, requirements, decisions and determinations, and, in passing upon such appeals, to vary or modify any law, rule or regulation relating to the construction or alteration of or the making of structural changes in tenement houses" (Int. No. 341), which was read the first time and referred to the committee on affairs of cities.

Mr. T. C. Moore introduced a bill entitled "An act to amend chapter five hundred and fifty of the Laws of nineteen hundred and eleven, entitled 'An act authorizing and empowering the

city of Mount Vernon to issue bonds for the purpose of paying its proportionate share of the expense of eliminating grade crossings in the city of Mount Vernon,' in relation to increasing the amount of such bonds and the interest they may bear" (Int. No. 342), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter three hundred and sixty-one of the Laws of nineteen hundred and nine, entitled 'An act relating to the repaving of streets and highways in the city of Mount Vernon which have once been paved at the expense of abutting property, in whole or in part, and authorizing such city to raise money therefor by the issue of bonds,' in relation to increasing the amount of such bonds" (Int. No. 343), which was read the first time and referred to the committee on affairs of cities.

Mr. Porter introduced a bill entitled "An act to amend the Education Law, in relation to bonded indebtedness of school districts for certain purposes" (Int. No. 344), which was read the first time and referred to the committee on public education.

Mr. Richford introduced a bill entitled "An act to amend the Highway Law, in relation to term of office of town superintendent of highways" (Int. No. 345), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Highway Law, in relation to the election of town superintendent of highways" (Int. No. 346), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Highway Law, in relation to limitation of amount to be raised by towns for repair and construction of bridges" (Int. No. 347), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Highway Law, in relation to limitation of amount to be raised by towns for the purchase of machinery" (Int. No. 348), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Highway Law, in relation to limitations of amounts to be raised for repair or construction of highways or bridges" (Int. No. 349), which was read the first time and referred to the committee on internal affairs.

Mr. Reiburn introduced a bill entitled "An act to amend the New York City Municipal Court Code, in relation to supplementary proceedings in aid of execution" (Int. No. 350), which was read the first time and referred to the committee on codes.

Mr. Stitt introduced a bill entitled "An act to provide for a convention, representing the Legislature, the judiciary and the bar, to consider and report upon proposed amendments to article six of the Constitution, and making an appropriation therefor" (Int. No. 351), which was read the first time and referred to the committee on ways and means.

Also, "Concurrent resolution of the Senate and Assembly proposing amendments to article twelve of the Constitution, relating to cities and villages, so as to regulate legislation concerning them and guarantee to them the right of municipal self-government" (Int. No. 352), which was read the first time and referred to the committee on the judiciary.

Mr. Wells introduced a bill entitled "An act to amend the Penal Law, in relation to offenses against the elective franchise" (Int. No. 353), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Public Officers Law, in relation to filling vacancies in the office of United States Senator, filling vacancies generally and special elections" (Int. No. 354), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Civil Service Law, in relation to retiring veterans of the late war with Spain, the Philippine insurrection, the China relief expedition, the recent World War, and exempt volunteer firemen, and granting them pensions" (Int. No. 355), which was read the first time and referred to the committee on the judiciary.

Mr. Webb introduced a bill entitled "An act to amend the Town Law, in relation to traffic policemen for hamlets and unincorporated villages" (Int. No. 356), which was read the first time and referred to the committee on internal affairs.

Mr. Williams introduced a bill entitled "An act to revise the charter of the city of Rome" (Int. No. 357), which was read the first time and referred to the committee on affairs of cities.

Mr. Bloch introduced a bill entitled "An act to amend the

Inferior Criminal Courts Act of the City of New York, in relation to the taking of finger-prints of convicted persons" (Int. No. 358), which was read the first time and referred to the committee on codes.

Mr. Wheelock introduced a bill entitled "An act to amend the Town Law, in relation to application of certain provisions to Livingston county" (Int. No. 359), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Conservation Law, in relation to amount and disposition of fees of hunting and trapping licenses" (Int. No. 360), which was read the first time and referred to the committee on conservation.

Mr. Bly introduced a bill entitled "An act to amend the Judiciary Law, in relation to official referees" (Int. No. 361), which was read the first time and referred to the committee on the judiciary.

Mr. Hunter introduced a bill entitled "An act to further amend chapter two hundred and eighty-eight of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Hornellsville, and to change the name thereof,' generally" (Int. No. 362), which was read the first time and referred to the committee on affairs of cities.

Mr. Bailey introduced a bill entitled "An act to amend the Education Law, in relation to taxing lands of the State in school district number fifteen in the towns of Babylon and Huntington, Suffolk county" (Int. No. 363), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Harrington introduced a bill entitled "An act to amend the Tax Law, in relation to exemption from taxation" (Int. No. 364), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Williams introduced a bill entitled "An act to amend the Conservation Law, in relation to trespass upon private parks or lands where foxes or other fur-bearing animals are bred" (Int. No. 365), which was read the first time and referred to the committee on conservation.

Mr. Warren introduced a bill entitled "An act to amend the General Construction Law, in relation to holidays" (Int. No.

366), which was read the first time and referred to the committee on general laws.

Mr. Betts introduced a bill entitled "An act to amend the Highway Law, in relation to proportion of automobile registration fees to be paid to the State and to counties" (Int. No. 367), which was read the first time and referred to the committee on internal affairs.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Martin (No. 163, Int. No. 163), entitled "An act to amend sections forty, forty-two and forty-five of chapter thirty-seven of the Laws of nineteen hundred and nine, entitled 'An act in relation to legislation, constituting chapter thirty-two of the Consolidated Laws,' in relation to concurrent resolutions," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Everett, Stitt, Ullman, Moran, Barnes. which report was agreed to, and said bill placed on the order of second reading.

Mr. McGinnies, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. McGinnies (No. 162, Int. No. 162) entitled "An act in relation to the consolidation of certain positions, and revision of salaries, in the office force of the Executive Department, and to reappropriate certain moneys therefor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McGinnies, Seaker, Lord, Fenner, Yale, Hutchinson, Steinberg, Moore, T. C., Harrington, Roosevelt, Mullen, Mead, Leininger. which report was agreed to, and said bill placed on the order of second reading.

Mr. McGinnies, from the committee on ways and means, to which was referred Senate bill introduced by Mr. Boylan (No. 49, Rec. No. 1), entitled "An act to amend chapter two hundred and thirty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act creating the hospital development commission, defining its powers and duties, authorizing contracts for new buildings in connection with the Utica State Hospital and the

Middletown State Hospital, and making appropriations for such purpose and for the expense of the hospital development commission,' in relation to number of members of such commission," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McGinnies, Seaker, Lord, Fenner, Yale, Hutchinson Steinberk, Moore, T. C., Harrington, Roosevelt, Mullen, Mead, Leininger, Beasley. which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Adler, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Adler, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harris	McCleary	Schwab
Antin	Di Pirro	Hausner	McDonald	Seaker
Aronson	Dobson	Hawkins	McGinnies	Seelbach
Bailey	Donohue	Hunter	McWhinney	Smith C C
Barnes	Downs	Hutchinson	Mead	Smith J C
Betts	Druss	Jacobs	Merrigan	Smith M L
Bloch	Ellsworth	Jager	Miller	Smith T K
Blodgett	Evans	Jeffery	Moore J G	Solomon
Bly	Everett	Jenks	Moran	Soule
Booth	Fenner	Jesse	Morrissey	Steinberg
Borkowski	Finch	Judson	Moses	Taylor
Brady	Flynn	Kelly	Mullen	VanWagenen
Brooks	Fox	Kirkland	Neary	Wackerman
Brundage	Frerichs	Lattin	Nichols	Wallace
Burchill	Gaffers	Leininger	Orr	Walsh
Campbell E O	Gage	Lewis	Peck	Warren
Campbell W W	Gardner	Lieberman	Pette	Webb
Carroll	Gempler	Long	Porter	Wells
Caulfield	Giaccone	Lord	Rayher	Wheelock
Chamberlin	Gray	Lown	Reiburn	Whitcomb
Clayton	Greenwald	Lyman	Reiss	Williams
Cole	Hackenburg	MacFarland	Rice	Witter
Cosgrove	Hager	Martin	Richford	Wright
Cowee	Halpern	Mastick	Roosevelt	Yale
Crews	Harrington	McArdle	Sackett	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Adler moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adler	Dickstein	Harris	McCleary	Schwab
Antin	Di Pirro	Hausner	McDonald	Seaker
Aronson	Dobson	Hawkins	McGinnies	Seelbach
Bailey	Donohue	Hunter	McWhinney	Smith C C
Barnes	Downs	Hutchinson	Mead	Smith J C
Betta	Druss	Jacobs	Merrigan	Smith M L
Bloch	Ellsworth	Jager	Miller	Smith T K
Blodgett	Evans	Jeffery	Moore J G	Solomon
Bly	Everett	Jenks	Moran	Soule
Booth	Fenner	Jesse	Morrissey	Steinberg
Borkowski	Finch	Judson	Moses	Taylor
Brady	Flynn	Kelly	Mullen	VanWagenen
Brooks	Fox	Kirkland	Neary	Wallace
Brundage	Frerichs	Lattin	Nichols	Wackerman
Burchill	Gaffers	Leininger	Orr	Walsh
Campbell E C	Gage	Lewis	Peck	Warren
Campbell W W	Gardner	Lieberman	Pette	Webb
Carroll	Gempler	Long	Porter	Wells
Caulfield	Giaccone	Lord	Rayher	Wheelock
Chamberlin	Gray	Lown	Reiburn	Whitcomb
Clayton	Greenwald	Lyman	Reiss	Williams
Cole	Hackenburg	MacFarland	Rice	Witter
Cogrove	Hager	Martin	Richford	Wright
Cowee	Halpern	Mastick	Roosevelt	Yale
Crews	Harrington	McArdle	Sackett	Zimmerman

Mr. Adler moved that the House proceed with business during the pendency of the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. McGinnies, from the committee on ways and means, to which was referred the Senate resolution relative to making an appropriation of \$2,500 to pay expenses of the highway committee of the Legislature, reported in favor of the adoption of the following resolution:

Resolved (if the Assembly concur), That the sum of two thousand five hundred (\$2,500) dollars, or so much thereof as may be necessary, in addition to any moneys heretofore made available be appropriated from the contingent fund of the Legislature for the necessary expenses incurred or to be incurred prior

to January 1, 1921, by the joint legislative highway committee appointed under the authority of the concurrent resolutions of the Senate and Assembly adopted April 18, 1919, and February 11, 1920, such money to be paid upon vouchers approved and audited according to law.

Those who voted in the affirmative were: Messrs. McGinnies, Seaker Lord, Fenner, Yale, Hutchinson, Steinberg, Moore, T. C., Harrington, Roosevelt, Mead, Leininger. which report was agreed to.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harris	McCleary	Schwab
Antin	Di Pirro	Hausner	McDonald	Seaker
Aronson	Dobson	Hawkins	McGinnies	Seelbach
Bailey	Donohue	Hunter	McWhinney	Smith O C
Barnes	Downs	Hutchinson	Mead	Smith J C
Betts	Druss	Jacobs	Merrigan	Smith M L
Bloch	Ellsworth	Jager	Miller	Smith T K
Blodgett	Evans	Jeffery	Moore J G	Solomon
Bly	Everett	Jenks	Moran	Soule
Booth	Fenner	Jesse	Morrissey	Steinberg
Borkowski	Finch	Judson	Moses	Taylor
Brady	Flynn	Kelly	Mullen	Van Wagonen
Brooks	Fox	Kirkland	Neary	Wallace
Brundage	Frerichs	Lattin	Nichols	Wackerman
Burchill	Gaffers	Leininger	Orr	Walsh
Campbell E C	Gage	Lewis	Peck	Warren
Campbell W W	Gardner	Lieberman	Pette	Webb
Carroll	Gempler	Long	Porter	Wells
Caulfield	Giaccone	Lord	Rayher	Wheelock
Chamberlin	Gray	Lown	Reiburn	Whitcomb
Clayton	Greenwald	Lyman	Reiss	Williams
Cole	Hackenburg	MacFarland	Rice	Witter
Cosgrove	Hager	Martin	Richford	Wright
Cowee	Halpern	Mastick	Roosevelt	Yale
Crews	Harrington	McArdle	Sackett	Zimmerman

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. McGinnies, from the committee on ways and means, to which was referred the resolution relative to joint legislative committee to investigate, ascertain and report on all housing condi-

tions, etc., reported in favor of the adoption of the following resolution:

Whereas, A joint legislative committee was heretofore constituted pursuant to resolution duly adopted April 18, 1919, and April 24, 1920, whereby such committee was duly authorized, among other things, to investigate, ascertain and report on all housing conditions and causes for the lack of construction of new houses, flats and apartments for occupancy and renting in cities and especially in the City of New York; and

Whereas, Said committee presented a preliminary report to a special session of the Legislature held in September, 1920, from which it appears that its investigations were then still unfinished, that the same could not be concluded during the then special or extraordinary session of the Legislature and that the resolution under which it had been acting was insufficient in its delegation of powers to permit the scope of inquiry that was believed by the committee to be necessary; and

Whereas, The Legislature at the aforesaid special or extraordinary session directed the continuance and enlargement of the investigation that was then being conducted under the aforesaid resolutions of April 18, 1919, and April 24, 1920, by a joint and concurrent resolution dated September 24, 1920, to which reference is hereby made and which is hereby embodied herein as a part thereof; and

Whereas, The said committee has continued and is still engaged in the investigation directed by each and all of the aforesaid resolutions and its work is still unfinished and it appears that in order to complete said investigation and to report thereon and to formulate adequate recommendations for legislation based thereon and powers conferred by each and all of the aforesaid resolutions should be continued and re-enacted and that the same should be enlarged in the particulars hereinafter specified; and

Whereas, It is deemed necessary or advisable that for the purpose of enabling the committee to more fully investigate and report upon certain of the matters referred to in the aforesaid resolutions the committee should be clothed with power to fully inquire, among other things, into each and every matter and thing that affects the present, past or future conditions surrounding or in any way bearing or relating to the constructions, ownership, transfer, leasing and renting of stores, houses, lofts, apartments and other buildings in all and any of the cities of the State, and particularly in the city of New York; now, therefore, be it

Resolved (if the Senate concur), As follows:

1. That the aforesaid resolutions of April 18, 1919, April 24, 1920, and September 24, 1920, and all the powers to be conferred

are hereby re-enacted, continued and conferred upon the committee appointed under this resolution with the same force and effect as though the text of all such resolutions were hereby expressly repeated and embodied herein as a part thereof. All the testimony taken and all other acts and things done by the committee acting under the above described resolutions are to be deemed and taken as the testimony and as the acts and things done by the committee appointed under this resolution.

The committee as hereby recreated, reconstituted and continued shall consist, as did the previous committee, of ten members, two of whom shall be members of the old committee who are members of the present Senate, and the remaining three Senate members shall be forthwith named by the Temporary President of the Senate and five members of the Assembly, including such of said members as are members of the present Assembly, the balance of such five members to be named by the Speaker of the Assembly. In the event of one or more vacancies from time to time in the committee as so constituted the same shall be filled whether such vacancies occur during any recess or after the adjournment of the Legislature, as to the Senate members by the President pro tem. of the Senate, and as to the Assembly members by the Speaker of the Assembly.

The committee may at any time and from time to time, by resolution of a majority of its members, be subdivided into subcommittees of such number as it shall by a majority vote determine. Such subcommittees may sit at the same times and places or at different times and places in the State of New York. Each of such subcommittees shall appoint its own chairman and may act by a majority vote of its own members; it may administer oaths and issue subpoenas requiring the attendance of witnesses and the production of books, papers and documents and do all other acts and things that may be done by the committee as a whole or that may be delegated to it by the committee, subject always to the subsequent approval or ratification of its acts by the full committee.

The powers and duties of the committee enumerated in the above recited resolutions, or of any subcommittee to the extent authorized by the committee, shall include also the following powers in addition to those delegated and prescribed under each and all of such resolutions:

Inquire into each and every matter and thing that affects the present, past or future conditions surrounding or in any way bearing or relating to the construction, ownership, transfer, leasing and renting of stores, houses, lofts, apartments and other buildings in any and all of the cities of the State, and particularly

in the city of New York, the causes for any present lack of living and business accommodations, the danger or probability of the future lack thereof and the reasons and remedies therefor; the practices and usages with respect to the making or withholding of real estate and building loans, and covering the costs, payments and expenses involved in making and obtaining such loans; the increase in construction costs and rents and the reasons and remedies therefor, including in such investigation and in its report the operation and effect of the various laws on this subject passed at the regular session of the Legislature of 1919 and at the regular and the special or extraordinary sessions of the year 1920 and the advisability of amending or repealing the same or any of them.

The investigation of the committee may include any and every other matter and thing not specifically mentioned in this resolution and in the above described resolutions made part thereof relevant to the general question providing, maintaining, stimulating or increasing accommodations for housing or business purposes for the people of the cities of this State and especially of the city of New York as though the same had been expressly specified herein.

The committee as a whole or through subcommittees may hold sittings beyond the sessions of the Legislature and during the recesses thereof and after its final adjournment. It shall immediately resume its sittings and investigation and shall report the result of all investigations heretofore made under the above recited resolutions with its recommendations, with all convenient speed, but in no event later than March 1, 1922. The committee may meanwhile from time to time make intermediate reports with such recommendations for remedial legislation as it shall deem advisable.

Resolved, That no person shall be excused from attending and testifying before said committee or before any subcommittees thereof, or from producing books, papers, contracts, agreements or other documents before the committee or such subcommittees in obedience to its subpoena on the ground or for the reason that the testimony or evidence, documentary or otherwise, required of him may tend to incriminate or degrade him or to subject him to a penalty or forfeiture; but no person so attending and testifying or producing such books, papers or documents shall be subjected to prosecution or to any penalty or forfeiture for or on account of the particular transaction, matter or thing concerning which he may testify or produce evidence, documentary or otherwise, before said committee or subcommittee or in obedience to its subpoena.

Resolved, That the further sum of fifty thousand dollars, or so much thereof as may be necessary, is hereby appropriated from

and out of the contingent fund of the Legislature for the necessary expenses heretofore incurred and hereafter to be incurred by said committee, to be paid in vouchers approved and audited according to law.

Those who voted in the affirmative were: Messrs. McGinnies, Seaker, Lord, Fenner, Yale, Hutchinson, Steinberg, Moore, T. C., Harrington, Roosevelt, Mead, Hamill, Leininger, which report was agreed to.

Mr. Speaker then stated the question to be upon the adoption of the resolution.

Mr. Donohue moved to amend by substituting therefor the original resolution offered by Mr. McWhinney.

Debate was had.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

AYES 42

NOES 82

Those who voted in the affirmative were:

Antin	Dickstein	Hawkins	Merrigan	Schwab
Bloch	Donohue	Jager	Moore J G	Solomon
Bly	Druss	Kelly	Moses	Steinberg
Burchill	Flynn	Leininger	Neary	Taylor
Carroll	Fox	Lieberman	Orr	Wallace
Caulfield	Gempier	Lyman	Pette	Wackerman
Clayton	Giaccone	McArdle	Reiburn	Walsh
Cosgrove	Hackenburg	McDonald	Reiss	Warren
Crews	Hamill			

Those who voted in the negative were:

Adler	Dobson	Hunter	McCleary	Seaker
Aronson	Downs	Hutchinson	McGinnies	Seelbach
Bailey	Ellsworth	Jacobs	McWhinney	Smith C C
Barnes	Evans	Jeffery	Mead	Smith J C
Betts	Everett	Jenks	Miller	Smith M L
Blodgett	Fenner	Jesse	Moran	Smith T K
Booth	Finch	Judson	Morrissey	Soule
Borkowski	Frerichs	Kirkland	Mullen	VanWagenen
Brady	Gaffers	Lattin	Nichols	Webb
Brooks	Gage	Lewis	Peck	Wells
Brundage	Gardner	Long	Porter	Wheelock
Campbell E C	Gray	Lord	Rayher	Whitcomb
Campbell W W	Greenwald	Lown	Rice	Williams
Chamberlin	Hager	MacFarland	Richford	Witter
Cole	Halpern	Martin	Roosevelt	Yale
Cowee	Harris	Mastick	Sackett	Zimmerman
Di Pirro	Hausner			

Mr. Speaker then put the question whether the House would agree to the passage of said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harris	McCleary	Schwab
Antin	Di Pirro	Hausner	McDonald	Seaker
Aronson	Dobson	Hawkins	McGinnies	Seelbach
Bailey	Donohue	Hunter	McWhinney	Smith C C
Barnes	Downs	Hutchinson	Mead	Smith J C
Betts	Druss	Jacobs	Merrigan	Smith M L
Bloch	Ellsworth	Jager	Miller	Smith T K
Blodgett	Evans	Jeffery	Moore J G	Solomon
Bly	Everett	Jenks	Moran	Soule
Booth	Fenner	Jesse	Morrissey	Steinberg
Borkowski	Finch	Judson	Moses	Taylor
Brady	Flynn	Kelly	Mullen	VanWagenen
Brooks	Fox	Kirkland	Neary	Wallace
Brundage	Frerichs	Lattin	Nichols	Wackerman
Burchill	Gaffers	Leininger	Orr	Walsh
Campbell E O	Gage	Lewis	Peck	Warren
Campbell W W	Gardner	Lieberman	Pette	Webb
Carroll	Gempler	Long	Porter	Wells
Caulfield	Giaccone	Lord	Rayher	Wheelock
Chamberlin	Gray	Lown	Reiburn	Whitcomb
Clayton	Greenwald	Lyman	Reiss	Williams
Cole	Hackenburg	MacFarland	Richford	Witter
Coogrove	Hager	Martin	Roosevelt	Wright
Cowee	Halpern	Mastick	Sackett	Yale
Crews	Harrington	McArdle		Zimmerman

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Blakely (No. 10, Int. No. 10) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to assessment of real property," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle.

Also, Assembly bill introduced by Mr. Mead (No. 50, Int. No. 50) entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' in relation to the sum which can be raised annually for carrying on the ordinary affairs and general expenses of the city," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Slacer, Booth, Gaffers, Jesse, Blodgett, Pette, McArdle.

Also, Assembly bill introduced by Mr. Steinberg (No. 56, Int. No. 56) entitled "An act to amend the Greater New York charter, in relation to the transfer by the commissioner of parks for Manhattan and Richmond to the president of the borough of Manhattan of a portion of sidewalk on the northerly side of Fifty-ninth street, in the city of New York," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Zimmerman offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of villages be discharged from the further consideration of the bill (No. 73, Int. No. 73) entitled "An act to amend the Village Law, in relation to the return of unpaid village taxes, the payment thereof by the county treasurer and the relaying of same upon the county roll."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Zimmerman moved to amend as follows:

Page 1, line 5, change "thirty-eight-b" to "thirty-eight-d".
Line 6, change "thirty-eight-e" to "thirty-eight-g".
Line 7, change "138-b" to "138-d".
Page 2, line 7, change "138-c" to "138-e".
Line 14, change "138-d" to "138-f".
Line 19, change "138-e" to "138-g".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Zimmerman, said bill was ordered reprinted and recommitted to said committee.

On motion of Mr. Harrington, the fact that he was unavoidably absent from the chamber during the roll call on the motion of Mr. Donohue to amend the resolution reported by the committee on ways and means, and would, if he was present, have voted "No" on the motion to amend was ordered spread upon the journal.

On motion of Mr. Adler, the House adjourned.

THURSDAY, JANUARY 27, 1921.

The House met pursuant to adjournment.

Prayer by Rev. Wm. F. Boldt.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same approved.

Mr. Speaker presented the annual report of the State Treasurer on Motor Vehicle Law, which was laid upon the table and ordered printed.

(See Document.)

Mr. Aronson introduced a bill entitled "An act in relation to unclaimed interest moneys in the hands of the public administrator in the city of New York and the use of a portion thereof for certain purposes" (Int. No. 368), which was read the first time and referred to the committee on affairs of cities.

Mr. Barnes introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to fees of justices of the peace" (Int. No. 369), which was read the first time and referred to the committee on codes.

Also, "An act to amend the State Printing Law, in relation to printing annual record of The American Legion" (Int. No. 370), which was read the first time and referred to the committee on public printing.

Mr. Betts introduced a bill entitled "An act to amend the Penal Law, in relation to experiments upon living dogs" (Int. No. 371), which was read the first time and referred to the committee on codes.

Mr. Brundage introduced a bill entitled "An act to amend the Conservation Law, in relation to licenses for the sale of ferrets" (Int. No. 372), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Judiciary Law, in relation to salaries of confidential clerks to Supreme Court justices in the ninth judicial district" (Int. No. 373), which was read the first time and referred to the committee on the judiciary.

Mr. Burchill introduced a bill entitled "An act to amend the General Municipal Law, in relation to allowances by child welfare boards" (Int. No. 374), which was read the first time and referred to the committee on social welfare.

Mr. Chamberlin introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Henry Hart filed in the Court of Claims of the State of New York" (Int. No. 375), which was read the first time and referred to the committee on claims.

Mr. Di Pirro introduced a bill entitled "An act to amend the Tax Law, in relation to exemption of property owned by certain veteran associations of the army and navy" (Int. No. 376), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Finch introduced a bill entitled "An act to amend the Highway Law, in relation to the disposition of automobile registration fees" (Int. No. 377), which was read the first time and referred to the committee on internal affairs.

Also, "An act making an appropriation for expenses heretofore incurred for repairs and maintenance of the State Farm for Women at Valatie" (Int. No. 378), which was read the first time and referred to the committee on ways and means.

Mr. Martin introduced a bill entitled "An act to amend section four hundred and sixty-one of the Judiciary Law, relative to the qualifications of members of the State Board of Law Examiners" (Int. No. 379), which was read the first time and referred to the committee on the judiciary.

Mr. McLoughlin introduced a bill entitled "An act to amend the Greater New York charter, in relation to the establishment and operation of municipal bus lines" (Int. No. 380), which was read the first time and referred to the committee on affairs of cities.

Mr. Morrissey introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the claim of Lewis P. Maxim against the State, for damages alleged to have been sustained by him on November first, nineteen hundred and eighteen, and to render judgment therefor" (Int. No. 381), which was read the first time and referred to the committee on claims.

Mr. Moses introduced a bill entitled "An act to further amend chapter five hundred and six of the Laws of nineteen hundred and eighteen, entitled 'An act to authorize the Commissioners of the Land Office to grant and release to the city of New York certain lands under water in the Atlantic ocean, in the boroughs of Brooklyn and Queens, to provide for the protection of adjacent uplands, the improvement of such lands under water and uplands and the acquisition of property for any such purpose, by such city, and to prescribe the method for defraying the costs,' as amended by chapter seven hundred and thirty-one of the Laws of nineteen hundred and twenty" (Int. No. 382), which was read the first time and referred to the committee on ways and means.

Mr. Reiburn introduced a bill entitled "An act to amend the County Law, in relation to the election of public defenders" (Int. No. 383), which was read the first time and referred to the committee on internal affairs.

Mr. Donohue introduced a bill entitled "An act to amend the Judiciary Law, in relation to qualifications of jurors" (Int. No. 384), which was read the first time and referred to the committee on the judiciary.

Mr. Schwab introduced a bill entitled "An act to amend the Greater New York charter, in relation to the method of paying for paving of streets" (Int. No. 385), which was read the first time and referred to the committee on affairs of cities.

Miss Smith introduced a bill entitled "An act for the establishment and administration of a fund to be used for the ameliora-

tion of the condition of certain residents of this State who are suffering from disability incurred in or as a result of their having been in the military or naval service of the United States during the World War" (Int. No. 386), which was read the first time and referred to the committee on ways and means.

Mr. Steinberg introduced a bill entitled "An act to amend the Banking Law, in relation to payment of interest by savings bank" (Int. No. 387), which was read the first time and referred to the committee on banks.

Mr. Martin introduced a bill entitled "An act to change the name of 'The Utica Female Academy' to 'Utica County Day School,' defining the powers and duties of such corporation, and repealing certain acts relating thereto" (Int. No. 388), which was read the first time and referred to the committee on the judiciary.

Mr. Borkowski introduced a bill entitled "An act to amend the Decedent Estate Law, in relation to descent of real property to surviving husband or wife or intestate under certain conditions" (Int. No. 389), which was read the first time and referred to the committee on the judiciary.

Mr. Hamill introduced a bill entitled "An act to amend the Greater New York charter, in relation to the reinstatement of policemen" (Int. No. 390), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Agricultural Law, in relation to the grading, packing, marking, shipping and sale of peaches" (Int. No. 391), which was read the first time and referred to the committee on agriculture.

Also, "An act to amend the Penal Law, in relation to picketing by aliens" (Int. No. 392), which was read the first time and referred to the committee on codes.

Also, "An act to amend the General Business Law, in relation to the manufacture and sale of artificial ice in cities having a population of one million or over" (Int. No. 393), which was read the first time and referred to the committee on affairs of cities.

Mr. Miller introduced a bill entitled "An act to repeal the Drainage Law" (Int. No. 394), which was read the first time and referred to the committee on agriculture.

The bill (No. 10, Int. No. 10) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to assessment of real property," was read the second time.

On motion of Mr. Blakely, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 163, Int. No. 163) entitled "An act to amend sections forty, forty-two and forty-five of chapter thirty-seven of the Laws of nineteen hundred and nine, entitled 'An act in relation to legislation, constituting chapter thirty-two of the Consolidated Laws,' in relation to concurrent resolutions," was read the second time.

On motion of Mr. Martin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 162, Int. No. 162) entitled "An act in relation to the consolidation of certain positions, and revision of salaries, in the office force of the executive department, and to reappropriate certain moneys therefor," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed in the second reading calendar for Monday next.

The bill (No. 50, Int. No. 50) entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' in relation to the sum which can be raised annually for carrying on the ordinary affairs and general expenses of the city," was read the second time.

On motion of Mr. Mead, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 56, Int. No. 56) entitled "An act to amend the Greater New York charter, in relation to the transfer by the commissioner of parks for Manhattan and Richmond to the president of the borough of Manhattan of a portion of sidewalk on the

northerly side of Fifty-ninth street, in the city of New York," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

On motion of Mr. Adler, the House adjourned.

FRIDAY, JANUARY 28, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Judson, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Jenks introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article three of the Constitution, in relation to appointments of members of the Legislature to the office of notary public" (Int. No. 395), which was read the first time and referred to the committee on the judiciary.

Mr. Flynn introduced a bill entitled "An act to amend the General City Law, in relation to licenses to operate moving picture apparatus" (Int. No. 396), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Tax Law, relative to the assessment and collection of taxes on out-of-door advertising" (Int. No. 397), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the Farms and Markets Law, in relation to the power of the commission regarding disposition of perishable food" (Int. No. 398), which was read the first time and referred to the committee on agriculture.

Mr. Gaffers introduced a bill entitled "An act to amend the Election Law, in relation to the form and preparation of ballots" (Int. No. 399), which was read the first time and referred to the committee on the judiciary.

Mr. Wheelock introduced a bill entitled "An act to amend the Penal Law, in relation to licenses to have, possess or carry a pistol or revolver" (Int. No. 400), which was read the first time and referred to the committee on codes.

Mr. Gage introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to publishing notices to creditors of deceased persons" (Int. No. 401), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Railroad Law, in relation to railroad policemen" (Int. No. 402), which was read the first time and referred to the committee on railroads.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Wheelock (No. 101, Int. No. 101) entitled "An act to amend the Highway Law, in relation to the designation of an ultimate and definite system of State and county highways to be constructed and maintained by the State, and to approve a map upon which such system is designated," reported in favor of the passage of the same with the following amendments:

Amend title by substituting the word "definitive" for the word "definite" in line 2.

Page 3, line 3, insert word "and" after word "forty-four" and leave out comma.

Line 4, after word "eight" insert "to the hamlet of Golden's Bridge, thence northerly on highways".

Line 4, after word "sixty-four" insert comma.

Line 5, after word "two" leave out remainder of line.

Line 6, leave out word "highway" and substitute word "and".

Page 7, line 24, insert word "and" after word "twenty-nine" and leave out comma.

Line 25, leave out words "and one hundred fifty-nine".

Page 8, line 4, leave out word "into" and substitute words "and fifty-four hundred ninety through".

Line 4, leave out word "fifty" at end of line.

Line 5, leave out words "four hundred ninety", and also the comma.

Page 11, line 7, insert comma after word "seventeen".

Line 14, substitute word "through" for word "to".

Line 15, substitute words "Stony Hollow" for words "West Hurley".

Page 20, line 17, insert "and on Birdsall street and Genesee street" after the word "eighteen".

Page 21, line 21, add letter "s" to word "highway".

Line 22, insert "and fifty-six hundred fifty-three" after the word "three."

Page 24, line 7, insert "through the village of Oramel" after the word "northerly".

Line 8, leave out word "through" at end of line.

Line 9, leave out words "the village of Oramel".

Page 25, line 25, substitute word "city" for word "village".

Page 26, line 14, insert "and on highway twelve hundred sixty-seven" after the word "northerly".

Page 31, line 24, insert "and northerly" after the word "easterly".

Page 36, line 6, correct spelling of word "Ogdensburg".

Line 9, leave out word "twenty-one".

Page 38, line 11, insert comma after word "fifty-one" and leave out the word "and". After word "sixty-five" insert "and fifty-six hundred fifty-one".

Page 39, line 6, insert comma after words "Red Creek" and leave out the word "and". After word "Wolcott" insert "and Sodus".

Page 40, line 9, after word "seventy-nine" insert comma and the words "ten hundred ninety".

Page 44, line 22, after word "seventy-one" insert "and eight hundred thirty".

Page 46, line 13, leave out entire line.

Line 14, leave out words "of Berlin, thence".

Page 47, line 9, after the word "on" insert the words "the Lake road on".

Page 51, lines 10 and 11, leave out all down to the word "the" in line 11.

Line 11, change "t" to capital letter in word "the".

Line 16, after word "county" insert comma and the following words: "excepting any county highway to be constructed with federal aid as provided in article six-a of this chapter."

Pages 52 and 53, line 24, paragraph to read as follows:

"4. Cattaraugus county. Arcade-Farmersville, part two; Leon-Wesley, part one; Salamanca-Ellicottville, part two; Cattaraugus-Dayton; Portville-Carroll; Randolph-Pope; Great Valley-Cadiz; Clear Creek-Conewango Valley; North Franklinville-Farmersville-West Fairview; Salamanca-East Randolph; Portville-Obi, part one; Leon-Markham-Dayton; Sandusky-Fairview; Bradford-Carrollton, parts two and three."

Page 54, line 3, insert word "Great" before word "Barrington".

Line 23, insert word "Boquet" and dash after word "Whalonsburg".

Line 24, insert words "Lake Shore Road-" and hyphen after words "Long Pond-".

Line 25, leave out comma and words "part one".

Page 55, line 6, insert "-Center" after word "Darien".

Line 8, leave out words "Pavilion Griegs-" at end of line.

Line 9, leave out words "ville, part two,"; insert semicolon after word "Batavia" and add "Corfu-Indian Falls-Alabama, part two".

Line 12, substitute semicolon for period and add "Cairo-Freehold-Greenville."

Line 14, substitute semicolon for period and add "Indian Lake-North River".

Line 15, leave out semicolon and words "Paines Hollow-Stark-".

Line 16, leave out part of word "ville".

Page 55, line 17, after the word "Winfield" insert comma and words "part two". Substitute semicolon for period and add words "Little Falls-Eatonville-Middleville".

Line 20, correct spelling of word "Theresa".

Page 56, line 3, substitute word "three" for word "four".

Line 4, after word "Groveland" insert comma and words "part one".

Line 11, correct spelling of word "Buckbees" by leaving out letter "s", making word "Buckbee".

Line 16, leave out comma and words "part two".

Line 17, after semicolon insert the following: "Westbury hamlet, Union Avenue; Searington-Flower Hill, part two;".

Line 21, correct spelling by leaving out one letter "l" in word "Wendellville".

Line 27, substitute semicolon for period and add "Camden-Vienna."

Page 57, line 2, after the word "Baldwinsville" insert the following: "connecting with highway fifteen hundred seven and county road C five; Amber-Cedarvale-" and leave out word "Marcellus".

Line 6, correct spelling of word "Reeds" by leaving off letter "s", making word "Reed".

Line 13, correct spelling of word "Walkill" by adding letter "l", making word "Wallkill".

Line 18, substitute semicolon for period and add "Middleport-Medina west corporation line".

Line 21, add letter "s" to word "Bowen" at end of line.

Line 23, correct spelling of word "Garrettsville" to read "Garrattsville".

Line 24, after word "Edmeston" insert comma and words "part two" and correct spelling of word "Garrettsville" to read "Garrattsville".

Page 58, line 1, leave out "Peach Lake East Branch reservoir;"

Line 2, leave off letter "s" on word "Deans".

Line 4, substitute semicolon for period and add "Dykeman Station-Sears Corners".

Line 9, leave off letter "s" on word "Buskirks".

Line 10, insert word "Station" after word "Creek".

Line 18, substitute semicolon for period and add "Colton-Seveys Corners".

Line 22, add letter "s" to word "connection"; substitute semicolon for period and add "Saratoga Springs, Gansevoort connection; Saratoga Battle Monument connection."

Line 24, leave off letter "s" on word "Giffords".

Line 25, leave off letter "s" on word "Giffords".

Page 59, line 3, after word "Odessa" insert "-Smith Valley".

Line 6, substitute word "Halsey" for word "Nichols".

Line 9, leave out words "Hartsville-Canisteo".

Line 15, substitute semicolon for period and add the following: "North Hornell-Fremont Center-Haskensville-Loon Lake-Patchenville-Wayland".

Page 60, line 5, correct spelling of words "Walkill" to read "Wallkill" (twice).

Line 6, correct spelling of word "Gardner" to read "Gardiner".

Line 8, substitute semicolon for period and add "Chestertown hamlet connection."

Line 9, correct spelling of word "Fairhaven" to read "Fair Haven".

Line 15, correct spelling of "Fairview" to "Fairville".

Line 17, leave off letter "s" on words "Grants Corners, Rundalls Corners" and add the word "and".

Line 18, leave off letter "s" on word "Corners".

Line 21, after the word village insert comma and the words "Benedict Avenue connecting with" and leave out the word "extending".

Line 23, use capital letters for words "Dam", "Bridge" and "Dam".

Line 24, substitute semi-colon for period and add "Goldens Bridge hamlet connection; Mohansic Lake connection."

Page 61, line 2, substitute word "two" for word "three".

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Miller, VanWagenen, Yale, Finch, Kirkland, Ellsworth.

which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Blakely (No. 10, Int. No. 10) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to assessment of real property," reported the same without recommendations, which report was agreed to, and said bill ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Martin (No. 163, Int. No. 163) entitled "An act to amend sections forty, forty-two and forty-five of chapter thirty-seven of the Laws of nineteen hundred and nine, entitled 'An act in relation to legislation, constituting chapter thirty-two of the Consolidated Laws,' in relation to concurrent resolutions," reported the same with the following recommendations:

On page 3, line 1, after "chapter" insert "as last amended by chapter two hundred and seventy-two of the Laws of nineteen hundred and eleven".

On page 3, line 11, before "The" insert "2", and after "laws" insert comma.

Line 13, same page, insert comma after "States".

Page 4, line 5, after "style" strike out "or" and insert "of".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Mead (No. 50, Int. No. 50) entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' in relation to the sum which can be raised annually for carrying on the ordinary affairs and general expenses of the city," reported the same with the following recommendations:

Page 1, line 4, after "Middletown" insert "and the acts amendatory thereof".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Gage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on excise be discharged from the further consideration of the bill (No. 106, Int. No. 106) entitled "An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquors."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Gage moved to amend as follows:

In the last line of the title strike out the letter "s" at the end of the word "liquors".

Between the enacting clause and line 1 insert the following:

"Section 1. The Code of Criminal Procedure is hereby amended by inserting therein at the end of title one of part one a new section, to be section eleven-b, to read as follows:

"§ 11-b. Jurisdiction of courts with respect to violations of law, relating to intoxicating liquors. All proceedings instituted for the punishment of any violations of the provisions of article one hundred and thirteen of the Penal Law shall be prosecuted by indictment by the grand jury of the county in which the crime was committed, and by trial in a court of record having jurisdiction for the trial of crimes of the grade of felony; except that any magistrate of the county in which such violations occur shall have jurisdiction, and shall examine on oath the informant and prosecutor and any witnesses which he may produce and shall issue subpoenas for such witnesses as may be named by such prosecutor or informant and examine them on oath and shall issue a warrant of arrest upon such information and depositions, and shall examine the case as provided by chapter two of title three of this code; except that where the defendant is required to be taken before the magistrate who issued the warrant, he may, if that magistrate be absent or unable to act, be taken before any magistrate in the county in which the magistrate before whom the warrant is returnable resides. If it shall appear upon any such examination that a crime consisting of a violation of such article of the Penal Law has been committed, and that there is sufficient cause to believe that the person or persons charged with such crime are guilty thereof, such magistrate shall admit such person or persons to bail, in a sum not less than one thousand dollars and in default of bail shall commit him or them to the sheriff of the county or if in the city of New York to the keeper of the city prison of such city. A magistrate before whom any person

shall be brought, charged with a violation of the provisions of such article of the Penal Law, shall immediately notify the district attorney of the county in writing of the fact of such arrest and the disposition of the case, stating the name and residence of each person accused, the date when held for trial or discharged, the name, residence and address of the complainant, and of each witness sworn in support of the charge in case a preliminary examination shall have been had."

Page 1, line 1, strike out "Section 1." and insert "§ 2."

Page 1, line 6, strike out letter "s" at the end of "liquors".

Page 1, line 9, strike out letter "s" at the end of "liquors".

Page 2, line 17, strike out "its" and insert "his".

Page 2, line 26, change the numeral "2" to "3".

Page 4, line 18, insert a period after "time" and strike out "between the hours of six".

Page 4, strike out line 19.

Page 4, line 20, strike out down to and including the period.

Page 11, strike out lines 3 to 8, inclusive, and insert in place thereof the following:

"8. If Federal authorities shall have acquired jurisdiction over any intoxicating liquor by the seizure thereof under the provisions of the National Prohibition Act, such jurisdiction shall be exclusive and such liquor shall not be subject to seizure under the provisions of this section."

Page 11, line 9, change the numeral "3" to "4".

Page 2, line 4, after the comma insert "to immediately exercise all powers and authority vested in him as such sheriff, deputy sheriff, police officer or constable, to apprehend, arrest and prosecute any person or persons committing such violation and".

Line 8, after "arrest" insert ", if said violator has not already been arrested,".

Line 17, strike out "its" and insert "his".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Gage, said bill was ordered reprinted and recommitted to said committee.

Mr. Gage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on excise be discharged from the further consideration of the bill (No. 107, Int. No. 107) entitled "An act to amend the Penal Law, in relation to intoxicating liquor, repealing the Liquor Tax Law and the City Local Option Law, and providing for completing the unfinished business of the State Excise Department."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Gage moved to amend as follows:

Page 2, strike out line 15 and insert "1217. Injunction proceedings."

Page 4, line 12, after "possession" insert "of such cider"; between lines 20 and 21 insert

"5. Such possession and use of lawfully acquired intoxicating liquor for consumption thereof by the owner, his family and bona fide guests as is permissible under the statutes enacted from time to time by the Congress for enforcing the provisions of the Eighteenth Amendment to the Constitution of the United States.

"6. The purchase of sacramental wines by or the sale or gift of sacramental wines to any minister, priest, rabbi, clergyman or officer of a religious society, or the acceptance, possession or use in the State of such wines, or the delivery of such wines in the State or the acceptance thereof for delivery. The term 'sacramental wines,' as used herein, includes and means wines used for or in religious services by a church organized under or subject to the Religious Corporations Law."

Page 6, line 9, after the comma insert "nor unless he be the holder of a permit to prescribe liquor from the proper Federal authorities;".

Page 8, line 13, strike out "signed" and insert "designed".

Page 9, line 23, strike out all to and including the comma.

Page 10, between lines 13 and 14, insert

"Provided, however, that any person who shall knowingly sell any of the articles mentioned in subdivisions one, two, three or four of this section for beverage purposes, or any extract or syrup for intoxicating beverage purposes, shall be guilty of a violation of section twelve hundred and twelve and punishable accordingly."

Page 11, strike out lines 22 to 26 and insert the following:

"§ 1217. Injunction proceedings. 1. A person who shall maintain a common nuisance, as defined by section twelve hundred and fourteen-g of this chapter, may be enjoined from maintaining such nuisance in the manner prescribed in this section. The Attorney-General or the district attorney of the county in which the nuisance is maintained or a taxpayer residing in such county, may present a verified petition to a justice of the Supreme Court or a special term of the Supreme Court of the judicial district in which such county is situated, or the county court or judge of such county, for an order enjoining the maintenance

of such nuisance. Such petition shall state the facts upon which such application is based. Upon the presentation of the petition the justice, judge or court shall grant an order requiring such person to appear before such justice, judge or court, or before a special term of the Supreme Court of the judicial district, on the day specified therein not more than ten days after the granting thereof, to show cause why such person should not be permanently enjoined from maintaining the nuisance, describing it. A copy of such petition and order shall be served upon the person, in the manner directed by such order not less than five days before the return day thereof. On the day specified in such order, the justice, judge or court before whom the same is returnable shall hear the proofs of the parties and may, if deemed necessary or proper, take testimony as to the allegations of the petition. If the judge, justice or court is satisfied that such person maintains a common nuisance as defined by this article and as alleged in the petition, an order shall be granted enjoining such person thereafter from maintaining such nuisance. It shall not be necessary for the court or judge to find that the property involved was being unlawfully used at the time of the hearing. On finding that the material allegations of the petition are true the court shall order that no intoxicating liquor shall be manufactured, sold, bartered or stored in the room, house, building, boat, vehicle, structure or place to which the proceeding relates, or any part thereof. The court or judge also may order that such room, house, building, structure, boat, vehicle or place shall not be occupied or used for one year thereafter, or that it shall not be occupied or used during such period for other than dwelling purposes exclusively; or the court, in its discretion, may permit it to be occupied or used for any lawful purpose if the owner, lessee, tenant or occupant thereof shall give bond, with sufficient surety to be approved by the judge or court making the order, in the penal and liquidated sum of not less than five hundred dollars nor more than one thousand dollars payable to the people of the State and conditioned that intoxicating liquor will not thereafter be manufactured, sold, bartered, kept or otherwise disposed of therein or thereon and that he will pay all fines, costs and damages that may be assessed for any violation of the provisions of this article upon such property. A violation of the order made in such proceeding, after such service thereof or of notice of entry as the court or judge may direct, is a contempt of court, punishable as provided in the Judiciary Law. Costs upon the application for such injunction may be awarded in favor of and against the parties thereto in such sums as in the discretion of the justice,

judge or court may seem proper. No bond shall be required to institute any proceeding under this section.

"2. Any person who shall with intent to effect a sale of liquor, by himself, employee, servant or agent, for himself or any person, company or corporation, keep or carry around on his person, or in a vehicle or other conveyance whatever or leave at any place for another to secure any intoxicating liquor or who shall travel to solicit, or solicits, or take or accept orders for the sale, shipment or delivery of liquor in violation of the provisions of this article also may be enjoined, in a proceeding taken as provided in subdivision one of this section, from doing or continuing to do any such acts or things. In a proceeding under this subdivision it shall not be necessary to show any intention on the part of the accused to continue such violations if the proceeding is brought within sixty days after they occurred."

Page 12, line 15, after "excise" insert "as such commissioner".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Gage, said bill was ordered reprinted and recommitted to said committee.

Mr. Gage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on excise be discharged from the further consideration of the bill (No. 196, Int. No. 108) entitled "An act to amend the Civil Rights Law, in relation to the recovery of damages suffered by reason of selling or giving away intoxicating liquor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Gage moved to amend as follows:

Page 1, strike out lines 5 to 10 and insert in italics:

"§ 16. Recovery of damages caused by illegal sale of intoxicating liquor. Any person who shall be injured in person, property, means of support, or otherwise by any intoxicated person, or by reason of the intoxication of any person, whether resulting in his death or not, shall have a right of action against any person who shall, by unlawful selling to or unlawfully assisting in procuring liquor for such intoxicated person, have caused or

contributed to such intoxication; and in any such action such person shall have a right to recover actual and exemplary damages. In case of the death of either party, the action or right of action given by this section shall survive to or against his or her executor or administrator, and the amount so recovered by either wife or child shall be his or her sole and separate property. Such action may be brought in any court of competent jurisdiction. In any case where parents shall be entitled to such damages, either the father or mother may sue alone therefor, but recovery by one of such parties shall be a bar to suit brought by the other."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Gage, said bill was ordered reprinted and recommitted to said committee.

On motion of Mr. Judson, the House adjourned.

MONDAY, JANUARY 31, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of Friday, January 28th, was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the State Commissioner of Excise, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the Attorney-General, which was laid upon the table and ordered printed.

(See Document.)

Also, the Twenty-seventh Annual Report of the Western House of Refuge at Albion, which was laid upon the table and ordered printed.

(See Document.)

Mr. Cole introduced a bill entitled "An act authorizing the board of trustees of the village of Bath, Steuben county, to use

certain moneys, the proceeds of the sale of village hall bonds now held in a fund known as the village hall fund, for the payment of bonds issued for the purchase of municipal gas plant and providing for the levy and collection of taxes for the payment of the balance of such bonds and to reimburse such village hall fund" (Int. No. 403), which was read the first time and referred to the committee on affairs of villages.

Mr. Everett introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the town of Norfolk, Saint Lawrence county, against the State for reimbursement of money, erroneously paid to the county treasurer of said county to pay the amount of drafts of the State Commissioner of Highways, to apply upon a certain highway contract" (Int. No. 404), which was read the first time and referred to the committee on claims.

Mr. Lord introduced a bill entitled "An act to amend the Conservation Law, in relation to the open season for woodcock" (Int. No. 405), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the taking of skunk" (Int. No. 406), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to taking pickerel and pike" (Int. No. 407), which was read the first time and referred to the committee on conservation.

Also, "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of the firm of Paddleford and King for moneys alleged to be due them for the construction of a concrete bridge upon county highway number seven hundred and five in the county of Chenango" (Int. No. 408), which was read the first time and referred to the committee on claims.

Also, "An act to amend the Conservation Law, in relation to the sale of perch in Chenango county" (Int. No. 409), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the issuance of permits for the use of ferrets" (Int. No. 410),

which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the open season for grouse or partridge" (Int. No. 411), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to licenses for the breeding and sale of ferrets" (Int. No. 412), which was read the first time and referred to the committee on conservation.

Mr. Merrigan introduced a bill entitled "An act to amend the Penal Law, in relation to bribery of baseball players" (Int. No. 413), which was read the first time and referred to the committee on codes.

Mr. Seaker introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the town of Waddington, Saint Lawrence county, against the State for reimbursement of money, erroneously paid to the county treasurer of said county to pay the amount of drafts of the State Commissioner of Highways, to apply upon a certain highway contract" (Int. No. 414), which was read the first time and referred to the committee on claims.

Mr. C. C. Smith introduced a bill entitled "An act to amend chapter fifty-three of the Laws of eighteen hundred and eighty-two, entitled 'An act to provide for erecting and completing an addition to the town hall in Saratoga Springs,' in relation to the duties of the supervisor" (Int. No. 415), which was read the first time and referred to the committee on internal affairs.

Also, "An act to provide for the construction of a bridge over the canalized Mohawk river at Vischer Ferry, and making an appropriation therefor" (Int. No. 416), which was read the first time and referred to the committee on ways and means.

Also, "An act providing for the construction of a bridge over the canalized Mohawk river at what is known as Rexford, and making an appropriation therefor" (Int. No. 417), which was read the first time and referred to the committee on ways and means.

Mr. Barnes introduced a bill entitled "An act to amend the Highway Law, in relation to maintenance and repair by the State

of roads in certain counties" (Int. No. 418), which was read the first time and referred to the committee on internal affairs.

Mr. Booth introduced a bill entitled "An act to amend chapter one hundred and sixty-one of the Laws of nineteen hundred and seven, entitled 'An act to create and establish a firemen's relief and pension fund for the fire department of the city of Utica, and authorizing the granting and payment of pensions and relief therefrom,' in relation to the composition of such fund and to repeal subdivision two of section one and subdivision five of section two of such chapter" (Int. No. 419), which was read the first time and referred to the committee on affairs of cities.

Mr. Bly introduced a bill entitled "An act to amend the Civil Service Law, in relation to effect of service in the World War on the civil service status of soldiers, sailors and marines" (Int. No. 420), which was read the first time and referred to the committee on the judiciary.

Mr. Brady introduced a bill entitled "An act to amend chapter three hundred and forty-five of the Laws of eighteen hundred and eighty-eight, as amended, creating a grade crossing commission for the city of Buffalo, in relation to the personnel of the commission" (Int. No. 421), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter eight hundred and forty-two of the Laws of nineteen hundred and eleven, as amended, creating a railway terminal station commission of the city of Buffalo, in relation to the personnel of the commission" (Int. No. 422), which was read the first time and referred to the committee on affairs of cities.

Mr. Dickstein introduced a bill entitled "An act to amend the General Business Law, in relation to the transmission of money or other valuables to and from foreign countries" (Int. No. 423), which was read the first time and referred to the committee on banks.

Mr. Hunter introduced a bill entitled "An act to establish school district number seven in the town of Hornellsville, Steuben county, as a union free school district, and legalizing and validating the actions and proceedings of the board of education of the

city of Hornellsville" (Int. No. 424), which was read the first time and referred to the committee on public education.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to costs in certiorari proceedings" (Int. No. 425), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Frerichs introduced a bill entitled "An act to provide for indexing and reindexing conveyances, mortgages and other instruments, relating to lands and liens thereon in the county of Richmond" (Int. No. 426), which was read the first time and referred to the committee on internal affairs.

Mr. Soule introduced a bill entitled "An act to amend the Town Law, in relation to appropriations by town boards in certain counties for rental of rooms for posts of the American Legion" (Int. No. 427), which was read the first time and referred to the committee on internal affairs.

Mr. Trahan introduced a bill entitled "An act to amend the Village Law, in relation to the retirement of policemen" (Int. No. 428), which was read the first time and referred to the committee on affairs of villages.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to reorganizing the State Tax Commission, and defining its powers and duties, and transferring thereto certain powers, duties and jurisdiction of the Comptroller and Secretary of State" (Int. No. 429), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Cosgrove introduced a bill entitled "An act to abolish the New York State Bridge and Tunnel Commission, and to transfer its powers and duties to the New York Port Development Commission" (Int. No. 430), which was read the first time and referred to the committee on ways and means.

Mr. Jenks introduced a bill entitled "An act to amend the Real Property Law, in relation to creating mutual estates of husband or wife, in the property of the other, as substitutes for dower and curtesy" (Int. No. 431), which was read the first time and referred to the committee on codes.

Mr. Steinberg introduced a bill entitled "An act to amend the Civil Service Law, in relation to the temporary transfer or em-

ployees of the city of New York from one department or bureau to another department or bureau" (Int. No. 432), which was read the first time and referred to the committee on affairs of cities.

Mr. Burchill introduced a bill entitled "An act to amend the General City Law, in relation to the power of cities to acquire, construct, own, operate and lease public utilities" (Int. No. 433), which was read the first time and referred to the committee on affairs of cities.

Also, "An act making the operation of trains at grade on certain of the tracks of the New York Central Railroad Company in the city of New York, borough of Manhattan, a public nuisance, providing for discontinuing the use by said company of said tracks at grade, and for the regulation and improvement of the railroad terminals and approaches thereto, and of the motive power to be used thereon, and for such purposes to authorize the city of New York to grant real property, rights and privileges to said railroad company, and repealing chapter seven hundred and seventy-seven of the Laws of nineteen hundred and eleven, affecting the subject-matter" (Int. No. 434), which was read the first time and referred to the committee on railroads.

Also, "An act to amend the General Business Law, in relation to interest on money deposits" (Int. No. 435), which was read the first time and referred to the committee on general laws.

Mr. Lord, from the committee on Soldiers' Home, to which was referred Assembly bill introduced by Mr. Cole (No. 229, Int. No. 227) entitled "An act to amend the Public Buildings Law, in relation to persons entitled to admission to the New York State Soldiers and Sailors' Home," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Lord, Wells, Whitcomb, Cole, Fox, Halpern, Lown, Sackett, Burchill, Kelly, Flynn.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend sections forty, forty-two and forty-five of chapter thirty-seven of the Laws of nineteen hundred and nine,

entitled 'An act in relation to legislation, constituting chapter thirty-two of the Consolidated Laws,' in relation to concurrent resolutions." (No. 369, Int. No. 163.)

"An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' in relation to the sum which can be raised annually for carrying on the ordinary affairs and general expenses of the city." (No. 371, Int. No. 50.)

"An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to assessment of real property." (No. 10, Int. No. 10.)

The bill (No. 162, Int. No. 162) entitled "An act in relation to the consolidation of certain positions, and revision of salaries, in the office force of the Executive Department, and to reappropriate certain moneys there," was read the second time.

On motion of Mr. McGinnies, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 56, Int. No. 56) entitled "An act to amend the Greater New York charter, in relation to the transfer by the commissioner of parks for Manhattan and Richmond to the president of the borough of Manhattan of a portion of sidewalk on the northerly side of Fifty-ninth street, in the city of New York," was read the second time.

On motion of Mr. Steinberg, said bill was placed on the order of third reading and referred to the committee on revision.

Pursuant to notice, Mr. Dickstein called up his resolution in relation to bill No. 12320 restricting immigration, introduced January 17th, and laid on the table under the rule.

Debate was had.

On motion of Mr. Adler, said resolution was referred to the committee on the judiciary.

Mr. Neary offered for the consideration of the House a resolution in relation to a joint legislative committee to investigate the

water supply in the county of Queens, which was laid upon the table under the rule.

Mr. Donohue was excused for the week on account of illness.

Mr. Duke was excused from to-day's session.

Mr. T. C. Moore was excused from the sessions of the week.

Mr. Richard was excused from to-day's session.

Mr. Halpern was excused from to-day's session.

The privileges of the floor were extended to Hon. F. M. Ahern, Hon. James Allen and Hon. H. A. Murphy.

On motion of Mr. Adler, the House adjourned.

TUESDAY, FEBRUARY 1, 1921

The House met pursuant to adjournment.

Prayer by Rev. Wm. A. Sparks, Far Rockaway.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the report of the Commission to Investigate the Title to Lands in the Forest Preserve, which was laid upon the table and ordered printed.

(See Document.)

Mr. Cheney introduced a bill entitled "An act to validate the acts and proceedings of the city of Lackawanna, its voters, officers and agents, in relation to the issuance of one hundred thousand dollar bonds of such city issued for the construction of a permanent community memorial building; and to provide for the issuance, sale and payment of such bonds" (Int. No. 436), which was read the first time and referred to the committee on affairs of cities.

Mr. Cole introduced a bill entitled "An act to repeal article one-a of the Military Law and to amend the Education Law, in relation to Military Training Commission, and to abolish such commission" (Int. No. 437), which was read the first time and referred to the committee on ways and means.

Mr. Doherty introduced a bill entitled "An act to amend the Negotiable Instruments Law, in relation to holder in due course"

(Int. No. 438), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Negotiable Instruments Law, in relation to notice of defect of title of negotiable instrument" (Int. No. 439), which was read the first time and referred to the committee on the judiciary.

Mr. Everett introduced a bill entitled "An act in relation to maintenance and repair of an improved highway in the town of Lawrence, Saint Lawrence county, constituting a connecting link between State routes thirty and thirty-two" (Int. No. 440), which was read the first time and referred to the committee on internal affairs.

Mr. Ellsworth introduced a bill entitled "An act for the relief of the towns of Harrietstown, Santa Clara, Brighton and Franklin, in the county of Franklin, on account of expenses incurred in the removal of brush from highways adjoining State lands" (Int. No. 441), which was read the first time and referred to the committee on internal affairs.

Mr. Fox introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to sections twenty-one and twenty-two of article three and section nine of article four of the Constitution, in relation to the establishment of a budget system" (Int. No. 442), which was read the first time and referred to the committee on the judiciary.

Also, "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article four of the Constitution, in relation to the term of office of the Governor" (Int. No. 443), which was read the first time and referred to the committee on the judiciary.

Mr. Gempler introduced a bill entitled "An act to amend the Insurance Law by repealing certain sections thereof relating to group life insurance" (Int. No. 444), which was read the first time and referred to the committee on insurance.

Also, "Concurrent resolution of the Senate and Assembly proposing an amendment to section eighteen of article three of the Constitution, in relation to the power of the Legislature to pass a private or local bill designating places of voting" (Int. No. 445), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Railroad Law, in relation to operation of street cars in certain cities" (Int. No. 446), which was read the first time and referred to the committee on railroads.

Mr. Halpern introduced a bill entitled "An act to amend the Greater New York charter, in relation to the voting power of members of the board of estimate and apportionment" (Int. No. 447), which was read the first time and referred to the committee on affairs of cities.

Mr. Hamill introduced a bill entitled "An act making an appropriation for the continuation of certain terminal construction work on the Barge canal in the city of New York" (Int. No. 448), which was read the first time and referred to the committee on ways and means.

Mr. Lyman introduced a bill entitled "An act to amend the Justice Court Act, in relation to the laws repealed by such act and saving from such repeal certain provisions of the Code of Civil Procedure relating to summary proceedings for the recovery of real property" (Int. No. 449), which was read the first time and referred to the committee on the judiciary.

Mr. Mastick introduced a bill entitled "An act to amend the Highway Law, in relation to appointment of town superintendents of highways in certain counties" (Int. No. 450), which was read the first time and referred to the committee on internal affairs.

Mr. McDonald introduced a bill entitled "An act to amend the Railroad Law, in relation to construction of street surface railroads in Pelham Bay Park in the city of New York" (Int. No. 451), which was read the first time and referred to the committee on railroads.

Miss Smith introduced a bill entitled "An act to amend the Military Law, in relation to compensation of State and municipal officers and employees returning from military or naval duty" (Int. No. 452), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Election Law, in relation to compensation of inspectors" (Int. No. 453), which was read the first time and referred to the committee on the judiciary.

Mr. Donohue introduced a bill entitled "An act to amend the Tax Law, in relation to the assessment and collection of the tax

on transfers of property, transferring the powers and duties in relation thereto to the State Tax Commission, and abolishing certain offices provided for in article ten of such law, and repealing certain sections thereof" (Int. No. 454), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Roosevelt introduced a bill entitled "An act to amend the Penal Law, in relation to discrimination in leasing of apartments" (Int. No. 455), which was read the first time and referred to the committee on codes.

Also, "An act to provide for the erection of a State armory in the city of Glen Cove, the acquisition of a site therefor, making an appropriation therefor, and providing for the issuance of certificates of indebtedness or bonds by the county of Nassau to meet certain expense in connection therewith (Int. No. 456), which was read the first time and referred to the committee on ways and means.

Mr. Schwab introduced a bill entitled "An act to amend the Civil Service Law, in relation to retention in office" (Int. No. 457), which was read the first time and referred to the committee on the judiciary.

Mr. Gardner introduced a bill entitled "An act to amend the Highway Law, in relation to requiring motor vehicles to be equipped with proper lights before registration shall be permitted" (Int. No. 458), which was read the first time and referred to the committee on internal affairs.

Also, "An act to permit the Independence Insurance Company to apply to the State Tax Commission for revision and readjustment of taxes stated against it under section one hundred and eighty-seven of the Tax Law based on its reports for the years nineteen hundred and fourteen to nineteen hundred and seventeen, inclusive" (Int. No. 459), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. C. C. Smith introduced a bill entitled "An act to amend the Canal Law, by repealing article seven thereof and inserting a new article seven, authorizing the Superintendent of Public Works, with the approval and direction of the Canal Board, to lease the use of surplus waters impounded by canal dams, canal reservoir and feeder dams, and flowing in the canals, and repealing the

provisions of chapter four hundred and ninety-four of the Laws of nineteen hundred and seven, and certain provisions of section four, chapter three hundred and ninety-one of the Laws of nineteen hundred and nine, and of the Canal Law and Conservation Law, relating to the disposal of surplus canal waters" (Int. No. 460), which was read the first time and referred to the committee on canals.

Mr. Harrington introduced a bill entitled "An act to amend the County Law, in relation to power of supervisors to change salaries of employees" (Int. No. 461), which was read the first time and referred to the committee on internal affairs.

Mr. Donohue introduced a bill entitled "An act in relation to municipal utilities, constituting chapter seventy-one of the Consolidated Laws" (Int. No. 462), which was read the first time and referred to the committee on the judiciary.

Mr. Aronson introduced a bill entitled "An act to amend the New York City Municipal Court Code, in relation to service of summons by publication" (Int. No. 463), which was read the first time and referred to the committee on codes.

Mr. Warren introduced a bill entitled "An act to amend chapter eight hundred and fifty-seven of the Laws of eighteen hundred and sixty-six, entitled 'An act to incorporate the Brooklyn Improvement Company,' relative to the powers of such company" (Int. No. 464), which was read the first time and referred to the committee on the judiciary.

Also, "An act to release to Della L. Collins of Jamaica in the borough of Queens, city of New York, all of the estate, right, title and interest of the people of the State of New York in and to the real property and goods, chattels and credits of John W. Collins, deceased, late of such borough and city" (Int. No. 465), which was read the first time and referred to the committee on ways and means.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Fox (No. 197, Int. No. 32) entitled "An act to amend the Penal Law, in relation to unauthorized wearing of badge or button of the American Legion or the Military Order of the World War," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Zimmerman, Hawkins, Cole, Carroll, Fox, Evans, Campbell, Henderson.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Steinberg (No. 56, Int. No. 56) entitled "An act to amend the Greater New York charter, in relation to the transfer by the commissioner of parks for Manhattan and Richmond to the president of the borough of Manhattan of a portion of sidewalk on the northerly side of Fifty-ninth street, in the city of New York."

Also, the bill introduced by Mr. McGinnies (No. 162, Int. No. 162) entitled "An act in relation to the consolidation of certain positions, and revisions of salaries, in the office force of the Executive Department, and to reappropriate certain moneys therefor," reported the same without recommendations, which report was agreed to, and said bills engrossed for a third reading. which report was agreed to, and said bills ordered engrossed for a third reading.

The bill (No. 410, Int. No. 101) entitled "An act to amend the Highway Law, in relation to the designation of an ultimate and definitive system of State and county highways to be constructed and maintained by the State, and to approve a map upon which such system is designated," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 229, Int. No. 227) entitled "An act to amend the Public Buildings Law, in relation to persons entitled to admission to the New York State Soldiers and Sailors' Home," was read the second time.

On motion of Mr. Cole, said bill was placed on the order of third reading and referred to the committee on revision.

The following resolution, introduced January 31st, and laid upon the table under the rule, was read

By Mr. Neary

Whereas, The inhabitants of the Second, Third, Fourth, Fifth and Sixth Assembly Districts of the county of Queens are supplied with water for all purposes by private companies; and

Whereas, The systems of said companies are inadequate to supply sufficient water to the growing population in the said districts; and

Whereas, Such companies because of the said inadequate systems have failed lamentably to supply such inhabitants with a healthful amount of water for household purposes; and

Whereas, The said inadequate systems for supplying water to the said districts constitute a menace to those communities because of improper fire protection; and

Whereas, The continuance of such a condition constitutes a most serious menace to the welfare and safety of the community; and

Whereas, The rates charged by the said private companies are far in excess of the rates charged by the city of New York to consumers of city water in the other parts of the county of Queens; and

Whereas, The city of New York by paralleling the mains of the said private companies can bring an adequate supply of water from the Catskill system for all purposes into the districts now furnished water by the private companies; and

Whereas, The taxpayers of the said districts now supplied with water by private water companies have borne their equal and just share of taxation with the other taxpayers of the city of New York for the installation of the Catskill Aqueduct System by the city of New York; and

Whereas, The city of New York has failed to establish a water supply system under municipal auspices to furnish water to the districts affected although it could do so at very small cost to the taxpayers of these districts and has been repeatedly importuned so to do; and

Resolved (if the Senate concur), That a joint legislative committee consisting of three members of the Senate, to be appointed by the President of the Senate, and five members of the Assembly, to be appointed by the Speaker of the Assembly, be and hereby is constituted; and be it further

Resolved, That such committee be instructed immediately to investigate the conditions of water supply in such districts and report to the Legislature on or before March 20, 1921, its recommendations for affording adequate relief as speedily as possible.

which was referred to the committee on ways and means.

On motion of Mr. Adler, the House adjourned.

WEDNESDAY, FEBRUARY 2, 1921

The House met pursuant to adjournment.

Prayer by Rev. John Bulnes, Rensselaer.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Aronson introduced a bill entitled "An act to broaden the corporate purposes of the New York Association for Improving the Condition of the Poor" (Int. No. 466), which was read the first time and referred to the committee on the judiciary.

Mr. Betts introduced a bill entitled "An act to amend the Highway Law, in relation to registration and number plates for manufacturers of and dealers in trailers" (Int. No. 467), which was read the first time and referred to the committee on internal affairs.

Mr. Bloch introduced a bill entitled "An act to amend the Greater New York charter, in relation to Hunter College teachers' retirement board" (Int. No. 468), which was read the first time and referred to the committee on affairs of cities.

Mr. Blakely introduced a bill entitled "An act to amend the Civil Practice Act, in relation to fees of the county clerk in Westchester county" (Int. No. 469), which was read the first time and referred to the committee on the judiciary.

Mr. Brundage introduced a bill entitled "An act to amend the Penal Law, in relation to the use of certain holds in wrestling bouts and contests" (Int. No. 470), which was read the first time and referred to the committee on codes.

Mr. Cheney introduced a bill entitled "An act to amend the Civil Service Law, in relation to the retirement of officers and employees in the State civil service" (Int. No. 471), which was read the first time and referred to the committee on the judiciary.

Mr. Duke introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Samuel H. Morgan and Adella Morgan and J. Fenton Olive against the State for damages alleged to have been sustained from the overflow of the Griffin Creek feeder to the Genesee Valley canal" (Int. No. 472), which was read the first time and referred to the committee on claims.

Also, "An act to amend section three hundred and forty-six of the Code of Criminal Procedure, relating to the removal of indictments before trial" (Int. No. 473), which was read the first time and referred to the committee on codes.

Also, "An act to amend section three hundred and forty-four of the Code of Criminal Procedure with respect to removing indictments before trial" (Int. No. 474), which was read the first time and referred to the committee on codes.

Mr. Jenks introduced a bill entitled "An act to amend the Workmen's Compensation Law, in relation to treatment and care of injured employees, and the minimum compensation for such treatment" (Int. No. 475), which was read the first time and referred to the committee on labor and industries.

Mr. Lord introduced a bill entitled "An act to amend the Highway Law, in relation to drivers of certain trucks belonging to municipalities" (Int. No. 476), which was read the first time and referred to the committee on internal affairs.

Mr. McGinnies introduced a bill entitled "An act to amend the Education Law, relative to the apportionment of academic funds according to attendance of academic pupils" (Int. No. 477), which was read the first time and referred to the committee on public education.

Also, "An act repealing certain provisions of the Education Law relative to the compensation and expenses of teachers attending institutes or conferences" (Int. No. 478), which was read the first time and referred to the committee on public education.

Mr. Morrissey introduced a bill entitled "An act to amend chapter five hundred and sixty-three of the Laws of nineteen hundred and sixteen, entitled 'An act to authorize the city of Troy, to improve and regulate the river and dock front, and to make provision for and promote commerce with the city,' in relation to the improvement of the river and dock front of the city of Troy, generally" (Int. No. 479), which was read the first time and referred to committee on affairs of cities.

Mr. Steinberg introduced a bill entitled "An act to amend the Greater New York charter, in relation to pensions paid out of the treasury of the city of New York" (Int. No. 480), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Greater New York charter, in relation to moneys received and the annual budget" (Int. No. 481), which was read the first time and referred to the committee on affairs of cities.

Mr. Wells introduced a bill entitled "An act to create a commission to examine the Greater New York charter and local laws affecting New York city and the five counties included therein, to investigate the methods of conducting and transacting business in the several departments, boards and offices thereof" (Int. No. 482), which was read the first time and referred to the committee on affairs of cities.

Mr. Downs introduced a bill entitled "An act giving power to the trustees of the village of Bellport, Suffolk county, New York, to lease a portion of Bellport avenue, known as the dock, extending into Great South bay at the foot of Bellport avenue in such village to the Bellport Bay Yacht Club, Incorporated, for a club house" (Int. No. 483), which was read the first time and referred to the committee on affairs of villages.

Mr. Moran introduced a bill entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Lewis county" (Int. No. 484), which was read the first time and referred to the committee on the judiciary.

Mr. Schwab introduced a bill entitled "An act to locate in part the boundary lines between the counties of Kings and Queens" (Int. No. 485), which was read the first time and referred to the committee on internal affairs.

Mr. Jesse introduced a bill entitled "An act in relation to municipal utilities, constituting chapter seventy-one of the Consolidated Laws" (Int. No. 486), which was read the first time and referred to the committee on the judiciary.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Jenks (No. 399, Int. No. 395) entitled "Concurrent Resolution of the Senate and Assembly proposing an amendment to section seven of article three of the Constitution, in relation to appointments of members of the Legislature to the office of notary public," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Everett, Stitt, Ullman, Smith, T. K., Moran, Barnes.

Also, Assembly bill introduced by Mr. Martin (No. 382, Int. No. 379) entitled "An act to amend section four hundred and sixty-one of the Judiciary Law, relative to the qualifications of members of the State Board of Law Examiners," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Everett, Stitt, Ullman, Moran, Barnes.

Also, Assembly bill introduced by Mr. T. K. Smith (No. 158, Int. No. 158) entitled "An act to amend the General Business Law, in relation to the sale of tickets of admission to theatres and places of amusement," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Jenks, Everett, Stitt, Ullman, Smith, T. K., Moran, Barnes, Bloch.

Also, Assembly bill introduced by Mr. T. K. Smith (No. 187, Int. No. 187) entitled "An act to amend the Judiciary Law, in relation to stenographers to county courts," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Everett, Stitt, Ullman, Smith, T. K., Moran, Barnes, Bloch.

Also, Assembly bill introduced by Mr. Martin (No. 237, Int. No. 235) entitled "Concurrent Resolution of the Senate and Assembly proposing an amendment to section eight of article seven of the Constitution, in relation to a certain portion of the Erie canal," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Everett, Stitt, Ullman, Smith, T. K., Moran, Barnes.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Martin (No. 391, Int.

No. 388) entitled "An act to change the name of 'The Utica Female Academy' to 'Utica Country Day School,' defining the powers and duties of such corporation, and repealing certain acts relating thereto," reported in favor of the passage of the same with the following amendments:

Page 4, line 23, strike out section 8 and insert in place thereof the following:

"§ 8. Sections two, three, four and six of chapter two hundred and eighty-four of the Laws of eighteen hundred and thirty-seven; chapter two hundred and fifty-three of the Laws of eighteen hundred and forty-nine; chapter four hundred and nineteen of the Laws of eighteen hundred and sixty-five; chapter three hundred and sixty of the Laws of eighteen hundred and eighty-six, and chapter eighty-two of the Laws of nineteen hundred and ten, are hereby repealed, and all acts or parts of acts in so far as they may be applicable to this corporation and inconsistent with the provisions of this act are hereby also repealed; but such repeal shall not affect the validity of any action heretofore taken under the acts hereby repealed."

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Everett, Stitt, Ullman, Smith, T. K., Moran, Barnes, Bloch.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. McGinnies, from the committee on ways and means, to which was referred the Senate concurrent resolution relative to joint legislative committee to recodify the existing labor laws, and appropriating \$5,000 from the contingent fund of the Legislature for the continuation of its work, reported in favor of the adoption of the same without amendment:

Those who voted in the affirmative were: Messrs. McGinnies, Lord, Fenner, Yale, Mead, Hutchinson, Harrington, Roosevelt, Hamill, Leininger.

which report was agreed to.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McGinnies	Seaker
Antin	Dickstein	Harris	McLoughlin	Seelbach
Aronson	Di Pirro	Hausner	McWhinney	Smith C C
Bailey	Dobson	Hawkins	Mead	Smith J C
Barnes	Doherty	Henderson	Merrigan	Smith M L
Bartholomew	Downs	Hunter	Miller	Smith T K
Baum	Druss	Hutchinson	Moore J G	Solomon
Beasley	Duke	Jacobs	Moran	Soule
Betts	Ellsworth	Jager	Morrissey	Steinberg
Blakely	Evans	Jeffery	Moses	Stitt
Blodgett	Everett	Jenks	Mullen	Taylor
Bly	Fenner	Jesse	Neary	Trahan
Booth	Finch	Judson	Nichols	Ullman
Borkowski	Flynn	Kelly	O'Connor	VanWagenen
Brady	Fox	Kirkland	Orr	Wallace
Brooks	Franchot	Lattin	Peck	Wackerman
Brundage	Gaffers	Leininger	Pette	Walsh
Burchill	Gage	Lewis	Porter	Warren
Campbell E O	Galgano	Lieberman	Rayher	Webb
Campbell W W	Gardner	Long	Reiburn	Wells
Carroll	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee	Halpern	McCleary	Sackett	Zimmerman
Crews	Hamill	McDonald	Schwab	

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. McGinnies, from the committee on ways and means, to which was referred the Senate concurrent resolution relative to joint legislative committee to inquire into and investigate the subject of taxation, and appropriating \$10,000 from the contingent fund of the Legislature and extending the time for it to make its final report, reported in favor of the adoption of the same without amendment.

Those who voted in the affirmative were: Messrs. McGinnies, Lord, Fenner, Yale, Mead, Hutchinson, Harrington, Roosevelt, Hamill, Leininger.

which report was agreed to.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McGinnies	Seaker
Antin	Dickstein	Harris	McLoughlin	Seelbach
Aronson	Di Pirro	Hausner	McWhinney	Smith C C
Bailey	Dobson	Hawkins	Mead	Smith J C
Barnes	Doherty	Henderson	Merrigan	Smith M L
Bartholomew	Downs	Hunter	Miller	Smith T K
Baum	Druss	Hutchinson	Moore J G	Solomon
Beasley	Duke	Jacobs	Moran	Soule
Betts	Ellsworth	Jager	Morrissey	Steinberg
Blakely	Evans	Jeffery	Moses	Stitt
Blodgett	Everett	Jenks	Mullen	Taylor
Bly	Fenner	Jesse	Neary	Trahan
Booth	Finch	Judson	Nichols	Ullman
Borkowski	Flynn	Kelly	O'Connor	VanWagenen
Brady	Fox	Kirkland	Orr	Wallace
Brooks	Franchot	Lattin	Peck	Wackerman
Brundage	Gaffers	Leininger	Pette	Walsh
Burchill	Gage	Lewis	Porter	Warren
Campbell E O	Galgano	Lieberman	Rayher	Webb
Campbell W W	Gardner	Long	Reiburn	Wells
Carroll	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	(Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee	Halpern	McCleary	Sackett	Zimmerman
Crews	Hamill	McDonald	Schwab	

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. McGinnies, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Harris (No. 173, Int. No. 173) entitled "An act to legalize, ratify and confirm the acts and proceedings had and taken by common school district number one of the town of Irondequoit, Monroe county, in relation to the issuance and sale of school district bonds for the payment of the award made by school superintendent Rayfield pursuant to chapter five hundred and sixty-one of the Laws of nineteen hundred and nineteen, and to provide for the issuance and sale and for the payment of such bonds," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McGinnies, Lord, Fenner, Yale, Mead, Hutchinson, Harrington, Roosevelt, Hamill, Leininger.

which report was agreed to, and said bill placed on the order of third reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Wells (No. 70, Int. No. 70) entitled "An act to amend the Greater New York charter, in relation to the publication of list of registered voters," reported in favor of the passage of same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Crowley, Chamberlin Gaffers, Jesse, Blodgett. In the negative: Mr. McArdle.

Also, Assembly bill introduced by Mr. Jenks (No. 120, Int. No. 120) entitled "An act to amend the supplemental charter of the city of Binghamton, in relation to the issuance of bonds for school purposes," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Chamberlin, Gaffers, Jesse, Blodgett, McArdle.

Also, Assembly bill introduced by Mr. McCleary (No. 271, Int. No. 269) entitled "An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and eleven, entitled 'An act to amend, consolidate and revise the several acts relative to the city of Amsterdam,' generally," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Chamberlin, Gaffers, Jesse, Blodgett, McArdle.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Jenks (No. 302, Int. No. 301) entitled "An act to amend the Highway Law, in relation to amount to be raised by town board for repair or construction of highways and bridges," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Miller, Smith, C. C., Dobson, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Mead (No. 241, Int. No. 239) entitled "An act to amend the Highway Law, in rela-

tion to laying out highways," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Miller Smith, C. C., Dobson, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Mead (No. 51, Int. No. 51) entitled "An act to amend chapter eighty-three of the Laws of nineteen hundred and one, entitled 'An act to provide for the improvement of the public highways in the county of Orange,' in relation to the amount of and rate of interest on bonds to be issued under such act," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Miller, Smith, C. C., Dobson, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

which report was agreed to, and said bills placed on the order of second reading.

Mr. McWhinney, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. Miller (No. 154, Int. No. 154) entitled "An act to amend chapter thirty-seven of the Laws of eighteen hundred and forty-seven, entitled 'An act to amend an act incorporating the village of Alexander,' in relation to powers of trustees relative to street lighting," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Hunter, Peck, Hutchinson, Evans, Mastick, Smith, J. C., Gray.

Also, Assembly bill introduced by Mr. Whitecomb (No. 220, Int. No. 218) entitled "An act in relation to the conveyance and dedication, as public streets, of certain lanes or alleys in the village of Endicott, in the county of Broome," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Hunter, Peck, Hutchinson, Evans, Mastick, Smith, J. C., Gray.

Also, Assembly bill introduced by Mr. Zimmerman (No. 323, Int. No. 322) entitled "An act to legalize and validate the acts and proceedings of the village of Depew, its voters, officers and agents, in relation to the issuance of seventy thousand dollars paying bonds; to authorize the issuance and sale of said bonds, and to

provide for raising annually by tax a sum necessary and sufficient to pay the principal and interest of such bonds as they become due," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Hunter, Peck, Hutchinson, Evans, Mastick, Smith, J. C., Gray.

Also, Assembly bill introduced by Mr. Zimmerman (No. 75, Int. No. 75) entitled "An act to amend the Village Law, in relation to ordinances regulating the use and construction of electric wiring," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Hunter, Rice, Peck, Hutchinson, Evans, Mastick, Smith, J. C., Gray.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Witter, from the committee on agriculture, to which was referred Assembly bill introduced by Mr. Witter (No. 277, Int. No. 275) entitled "An act to amend the Agricultural Law, in relation to the sale and analysis of concentrated commercial feeding stuffs," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Witter, Cowee, Gage, Soule, Long, Rice, Webb, Betts, Greenwald, Porter, Gray.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Cole (No. 229, Int. No. 227) entitled "An act to amend the Public Buildings Law, in relation to persons entitled to admission to the New York State Soldiers' and Sailors' Home," reported the same with the following recommendations:

Page 1, line 10, after "Philippines," insert "who enlisted". which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Brady offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on labor and industries be discharged from the further consideration of the bill (No. 263, Int. No. 261) entitled "An act to amend the Workmen's Compensation Law, generally."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Brady moved to amend as follows:

Page 2, line 10, after the word "date" insert in italics "or within four days thereafter."

Page 2, line 14, strike out the words "On or before the twenty-first day of dis-".

Page 2, strike out lines 15 to 26, inclusive.

Page 3, strike out lines 1 to 4, inclusive.

Page 3, line 5, strike out words "notifying the commissioner" and insert in place thereof the following in italics:

"If the employer or insurance carrier does not controvert the injured workmen's right to compensation such employer or insurance carrier shall, either on or before the twenty-fifth day of disability or within ten days after the employer has received notice of an alleged accident, begin paying compensation either by the agreement provided for in section twenty or under the provisions of section twenty-a, and shall immediately notify the commissioner in accordance with a form to be prescribed by him, that the payment of compensation has begun, accompanied by the further statement that the employer or insurance carrier, as the case may be, will notify the commissioner when the payment of compensation has been stopped. Immediately upon the stoppage or suspension of payments of compensation the employer or insurance carrier shall, on or before the twenty-fifth day of disability or within ten days after the employer has received notice of an alleged accident, file a notice with the commissioner, on a form prescribed by him, that compensation is not being paid, giving the name of the claimant, name of the employer, date of the alleged accident and the reason why compensation is not being paid."

Page 3, line 17, after the word "employer" insert "or insurance carrier".

Page 3, line 20, strike out the words "imposed a penalty equal to" and insert the words "assessed against the employer or, if insured, his insurance carrier."

Page 3, line 21, after the word "sation" insert "payable."

Page 6, lines 14-15, insert the following:

"§ 3. The commissioner shall ascertain the total amount of

expenses incurred during the fiscal year preceding June 30th, nineteen hundred and twenty-one, in connection with the administration of the workmen's compensation law and shall assess upon and collect from each insurance carrier, including the state insurance fund, the proportion of the expense chargeable against each insurance carrier that the total compensation or payments made by each carrier bears to the total compensation or payments made by all insurance carriers. The amount so obtained shall be transferred to the state treasury to reimburse it for this portion of the expense of administering this chapter."

Page 6, line 15, strike out the numeral "3" and insert the numeral "4".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Brady, said bill was ordered reprinted and recommitted to said committee.

Mr. Steinberg offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 135, Int. No. 135) entitled "An act to amend the General City Law, in relation to prohibiting cities of the first class from increasing during any calendar year the compensation of any of their employees after the same shall have been fixed by and in the budget for such calendar year."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Steinberg moved to amend as follows:

Page 2, line 4, after "employee" insert "except those employed on a per diem basis".

Line 5, strike out "calendar" and insert "fiscal".

Line 7, strike out "calendar" and insert "fiscal".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Steinberg, said bill was ordered reprinted and recommitted to said committee.

Mr. Martin offered for the consideration of the House a resolution, in the words following:

Whereas, Three notices of contest of election have been duly filed with the Clerk of this House on January 12, 1921, whereby

Henry V. Beecher contests the election of Thomas J. McDonald, representing the Sixth Assembly district of the county of Bronx; whereby Charles Tremonti contests the election of Joseph V. McKee, representing the Seventh Assembly district of the county of Bronx, and whereby Charles A. Connor contests the election of Edward J. Walsh, representing the Eighth Assembly district of the county of Bronx; and

Whereas, Certain charges have been filed as to the eligibility and qualifications of Henry Jager, whereby it is alleged that he has been convicted of disorderly conduct in that he made certain inflammatory and seditious public speeches; and further that he is and was not at the time of his election a resident of the State of New York, but is and was then actually a resident of the State of New Jersey.

Whereas, Such notices of contest and charges have been duly referred to the committee on judiciary of this House;

Resolved, That the said committee be and it is hereby empowered to hear said contests of election and charges, to conduct an investigation into the grounds thereof, and to take testimony therein with full power to prosecute its inquiry in every direction in its judgment necessary and proper to enable it to obtain and report to the Assembly the facts in reference to said contests of election and charges together or with its recommendations thereon; and further be it

Resolved, That the chairman of said committee be and he hereby is authorized to employ counsel, a stenographer, and such other assistants as may be deemed necessary by him for the proper conduct of the inquiry herein directed and that the committee be empowered in its discretion to conduct the investigation and take testimony in the city of New York and elsewhere in the State.

Resolved, That the expenses of such committee, not exceeding \$3,000, be paid from the contingent fund of the Legislature upon vouchers approved by the chairman of such committee, the chairman of the subcommittee of said committee and the Speaker of the Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00.

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McGinnies	Seaker
Antin	Dickstein	Harris	McLoughlin	Seelbach
Aronson	Di Pirro	Hausner	McWhinney	Smith C C
Bailey	Dobson	Hawkins	Mead	Smith J C
Barnes	Doherty	Henderson	Merrigan	Smith M L
Bartholomew	Downs	Hunter	Miller	Smith T K
Baum	Druss	Hutchinson	Moore J G	Solomon
Beasley	Duke	Jacobs	Moran	Soule
Betts	Ellsworth	Jager	Morrissey	Steinberg
Blakely	Evans	Jeffery	Moses	Stitt
Blodgett	Everett	Jenks	Mullen	Taylor
Bly	Fenner	Jesse	Neary	Trahan
Booth	Finch	Judson	Nichols	Ullman
Borkowski	Flynn	Kelly	O'Connor	VanWagenen
Brady	Fox	Kirkland	Orr	Wackerman
Brooks	Franchot	Lattin	Peck	Wallace
Brundage	Gaffers	Leininger	Pette	Walsh
Burchill	Gage	Lewis	Porter	Warren
Campbell E C	Galgano	Lieberman	Rayher	Webb
Campbell W W	Gardner	Long	Reiburn	Wells
Carroll	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee	Halpern	McCleary	Sackett	Zimmerman
Crews	Hamill	McDonald	Schwab	

The bill (No. 410, Int. No. 101) entitled "An act to amend the Highway Law, in relation to the designation of an ultimate and definitive system of State and county highways to be constructed and maintained by the State, and to approve a map upon which such system is designated," having been announced for a second reading,

On motion of Mr. Wheelock, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 197, Int. No. 32) entitled "An act to amend the Penal Law, in relation to unauthorized wearing of badge or button of the American Legion or the Military Order of the World War," was read the second time.

On motion of Mr. Fox, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 10, Int. No. 10) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hun-

dred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to assessment of real property," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McGinnies	Seaker
Antin	Dickstein	Harris	McLoughlin	Seelbach
Aronson	Di Pirro	Hausner	McWhinney	Smith C C
Bailey	Dobson	Hawkins	Mead	Smith J C
Barnes	Doherty	Henderson	Merrigan	Smith M L
Bartholomew	Downs	Hunter	Miller	Smith T K
Baum	Druss	Hutchinson	Moore J G	Solomon
Beasley	Duke	Jacobs	Moran	Soule
Betta	Ellsworth	Jager	Morrissey	Steinberg
Blakely	Evans	Jeffery	Moses	Stitt
Blodgett	Everett	Jenks	Mullen	Taylor
Bly	Fenner	Jesse	Neary	Trahan
Booth	Finch	Judson	Nichols	Ullman
Borkowski	Flynn	Kelly	O'Connor	VanWagenen
Brady	Fox	Kirkland	Orr	Wackerman
Brooks	Franchot	Lattin	Peck	Wallace
Brundage	Gaffers	Leininger	Pette	Walsh
Burchill	Gage	Lewis	Porter	Warren
Campbell E C	Galgano	Lieberman	Rayher	Webb
Campbell W W	Gardner	Long	Reiburn	Wells
Carroll	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee	Halpern	McCleary	Sackett	Zimmerman
Crews	Hamill	McDonald	Schwab	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 369, Int. No. 163) entitled "An act to amend sections forty, forty-two and forty-five of chapter thirty-seven of the Laws of nineteen hundred and nine, entitled 'An act in relation to legislation, constituting chapter thirty-two of the Consolidated Laws,'

in relation to concurrent resolutions," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McGinnies	Seaker
Antin	Dickstein	Harris	McLoughlin	Seelbach
Aronson	Di Pirro	Hausner	McWhinney	Smith C C
Bailey	Dobson	Hawkins	Mead	Smith J C
Barnes	Doherty	Henderson	Merrigan	Smith M L
Bartholomew	Downs	Hunter	Miller	Smith T K
Baum	Druss	Hutchinson	Moore J G	Solomon
Beasley	Duke	Jacobs	Moran	Soule
Betts	Ellsworth	Jager	Morrissey	Steinberg
Blakely	Evans	Jeffery	Moses	Stitt
Blodgett	Everett	Jenks	Mullen	Taylor
Bly	Fenner	Jesse	Neary	Trahan
Booth	Finch	Judson	Nichols	Ullman
Borkowski	Flynn	Kelly	O'Connor	VanWagenen
Brady	Fox	Kirkland	Orr	Wackerman
Brooks	Franchot	Lattin	Peck	Wallace
Brundage	Gaffers	Leininger	Pette	Walsh
Burchill	Gage	Lewis	Porter	Warren
Campbell E O	Galgano	Lieberman	Rayher	Webb
Campbell W W	Gardner	Long	Reiburn	Wells
Carroll	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee	Halpern	McCleary	Sackett	Zimmerman
Crews	Hamill	McDonald	Schwab	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 371, Int. No. 50) entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' in relation to the sum which can be raised annually for carrying on the ordinary affairs and general expenses of the city." was read the third time, having been printed and upon the desks

of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McGinnies	Seaker
Antin	Dickstein	Harris	McLoughlin	Seelbach
Aronson	Di Pirro	Hausner	McWhinney	Smith C C
Bailey	Dobson	Hawkins	Mead	Smith J C
Barnes	Doherty	Henderson	Merrigan	Smith M L
Bartholomew	Downs	Hunter	Miller	Smith T K
Baum	Druss	Hutchinson	Moore J G	Solomon
Beasley	Duke	Jacobs	Moran	Soule
Betta	Ellsworth	Jager	Morrissey	Steinberg
Blakely	Evans	Jeffery	Moses	Stitt
Blodgett	Everett	Jenks	Mullen	Taylor
Bly	Fenner	Jesse	Neary	Trahan
Booth	Finch	Judson	Nichols	Ullman
Borkowski	Flynn	Kelly	O'Connor	VanWagenen
Brady	Fox	Kirkland	Orr	Wackerman
Brooks	Franchot	Lattin	Peck	Wallace
Brundage	Gaffers	Leininger	Pette	Walsh
Burchill	Gage	Lewis	Porter	Warren
Campbell E C	Galgano	Lieberman	Rayher	Webb
Campbell W W	Gardner	Long	Reiburn	Wells
Carroll	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaceone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee	Halpern	McCleary	Sackett	Zimmerman
Crews	Hamill	McDonald	Schwab	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

On motion of Mr. Adler, the House adjourned.

THURSDAY, FEBRUARY 3, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Judiciary Law, in relation to stenographers to the county courts" (No. 22, Rec. No. 2), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Penal Law, in relation to ticket speculators" (No. 27, Rec. No. 3), which was read the first time and referred to the committee on codes.

"An act to repeal section three of chapter six of the Laws of nineteen hundred and two, entitled 'An act to provide for the appointment of an assistant district attorney in Saratoga county,' relating to the duties of such assistant district attorney and the employment of a stenographer" (No. 29, Rec. No. 4), which was read the first time and referred to the committee on internal affairs.

"An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the compensation of assessors" (No. 68, Rec. No. 5), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter seven hundred and fifty-two of the Laws of nineteen hundred and seven, entitled 'An act to revise the charter of the city of North Tonawanda,' generally" (No. 103, Rec. No. 6), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the city of North Tonawanda to issue bonds for the improvement of its waterworks system by the construction of iron water mains in its streets to replace worn out wooden pipes therein" (No. 104, Rec. No. 7), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter six hundred and eighty-four of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of public works of the city of Syracuse,' in relation to the assessment of pavements and sewers" (No. 95, Rec. No. 8), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter five hundred and thirty-three of the Laws of nineteen hundred and twelve, entitled 'An act to provide

for the relief of the city of Syracuse from crossings at grade of the streets, avenues and public grounds therein by railroads operated by steam,' in relation to commissioners" (No. 96, Rec. No. 9), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse,' in relation to the disposition of the proceeds of bonds" (No. 97, Rec. No. 10), which was read the first time and referred to the committee on affairs of cities.

"An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Samuel H. Morgan and Adella Morgan and J. Fenton Olive against the State for damages alleged to have been sustained from the overflow of the Griffin Creek feeder to the Genesee Valley canal" (No. 79, Rec. No. 11), which was read the first time and referred to the committee on claims.

"An act to amend the supplemental charter of the city of Binghamton, in relation to the issuance of bonds for school purposes" (No. 31, Rec. No. 12), which was read the first time and referred to the committee on affairs of cities.

"An act in relation to the consolidation of certain positions, and revision of salaries, in the office force of the Executive Department, and to reappropriate certain moneys therefor" (No. 53, Rec. No. 13), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the payment of sewer assessments" (No. 86, Rec. No. 14), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the fiscal year,"

(No. 87, Rec. No. 15), which was read the first time and referred to the committee on affairs of cities.

"An act to legalize, ratify and confirm the acts and proceedings had and taken by common school district number one of the town of Irondequoit, Monroe county, in relation to the issuance and sale of school district bonds for the payment of the award made by school superintendent Rayfield pursuant to chapter five hundred and sixty-one of the Laws of nineteen hundred and nineteen, and to provide for the issuance and sale and for the payment of such bonds" (No. 63, Rec. No. 16), which was read the first time.

On motion of Mr. Harris, and by unanimous consent, said bill was read the second time and ordered to a third reading.

Mr. Barnes introduced a bill entitled "An act to validate, legalize and confirm the proceedings of the common council and inspectors of election of the city of Fulton, in the matter of the submission of certain propositions at a special taxpayers' election to raise money for the benefit of the fire, police and poor funds of said city, the canvassing of the votes cast at said election, obligations of said city incurred pursuant thereto, and authorizing the issuance and sale of bonds therefor" (Int. No. 487), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to validate, legalize and confirm the proceedings of the commissioner of public works and the common council of the city of Fulton in the matter of improving certain streets in said city at the expense of the city at large, and authorizing the issuance and sale of bonds to pay the cost thereof" (Int. No. 488), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Tax Law, in relation to the expense of making descriptions of real property returned for nonpayment of taxes" (Int. No. 489), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Elmore Everett against the State of New York for personal damages sustained by him while in the employ of the State Highway Department of the State of New York, and to render judgment therefor" (Int. No. 490),

which was read the first time and referred to the committee on claims.

Mr. Borkowski introduced a bill entitled "An act to amend the General City Law, in relation to boiler-making" (Int. No. 491), which was read the first time and referred to the committee on affairs of cities.

Mr. Fox introduced a bill entitled "An act to amend section thirty-three hundred and twenty of the Code of Civil Procedure, in relation to commissions and expenses of receivers and trustees" (Int. No. 492), which was read the first time and referred to the committee on codes.

Mr. Gardner introduced a bill entitled "An act to amend the Insurance Law, in relation to taxation of foreign corporations and foreign insurers" (Int. No. 493), which was read the first time and referred to the committee on insurance.

Mr. Gray introduced a bill entitled "An act making an appropriation for the Hamilton-Odell library at Monticello" (Int. No. 494), which was read the first time and referred to the committee on ways and means.

Mr. Hutchinson introduced a bill entitled "An act to amend the Education Law, relative to the apportionment of public moneys for the instruction of nonresident academic pupils" (Int. No. 498), which was read the first time and referred to the committee on public education.

Also, "An act to amend the charter of the city of Gloversville, generally" (Int. No. 496), which was read the first time and referred to the committee on affairs of cities.

Mr. Judson introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to compensation of guardian of the person" (Int. No. 497), which was read the first time and referred to the committee on codes.

Mr. Leininger introduced a bill entitled "An act to amend the Penal Law, in relation to possessing or carrying a pistol or revolver" (Int. No. 498), which was read the first time and referred to the committee on codes.

Mr. MacFarland introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Francis Normandin against the State for per-

sonal injuries alleged to have been sustained while performing military service at Glens Falls, New York, on or about the third day of February, nineteen hundred and twenty, and to render judgment therefor" (Int. No. 499), which was read the first time and referred to the committee on claims.

Mr. Martin introduced a bill entitled "An act to amend the General Corporation Law, the Stock Corporation Law, the Religious Corporations Law, the Joint-stock Association Law and the Executive Law, in relation to the filing and recording in State offices of papers affecting corporations and joint-stock associations" (Int. No. 500), which was read the first time and referred to the committee on the judiciary.

Mr. Mead introduced a bill entitled "An act to amend the charter of the city of Port Jervis, in relation to maximum amount of annual city tax levy and to street improvements and payments therefor" (Int. No. 501), which was read the first time and referred to the committee on affairs of cities.

Mr. Trahan introduced a bill entitled "An act to amend the County Law, in relation to municipalities paying for the keep of persons committed to the county jail for trial or examination" (Int. No. 502), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the County Law, in relation to the power of the board of supervisors of Westchester county to charge for the keep of persons committed to the county jail for trial or examination" (Int. No. 503), which was read the first time and referred to the committee on internal affairs.

Mr. Slacer introduced a bill entitled "An act to carry into effect so far as the State of New York is concerned, the Eighteenth Amendment to the Constitution of the United States" (Int. No. 504), which was read the first time and referred to the committee on excise.

Mr. Zimmerman introduced a bill entitled "An act to authorize the town of Cheektowaga, in the county of Erie, to pay for certain legal services rendered such town in the years nineteen hundred and nineteen and nineteen hundred and twenty" (Int. No. 505), which was read the first time and referred to the committee on internal affairs.

Mr. W. W. Campbell introduced a bill entitled "An act to amend the Penal Law, in relation to licenses to carry firearms" (Int. No. 506), which was read the first time and referred to the committee on codes.

Mr. Harrington introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Ida M. Reed, personally, and as administratrix of the estate of Merritt Lewis Reed for damages for the death of said deceased, alleged to have occurred as the result of the negligence of a fellow employee in the employ of the State at Saranac Lake on the thirteenth day of May, nineteen hundred and nineteen, and authorizing such court to render judgment therefor" (Int. No. 507), which was read the first time and referred to the committee on claims.

Also, "An act to amend the County Law, in relation to the appointment of assistant district attorneys in certain counties" (Int. No. 508), which was read the first time and referred to the committee on internal affairs.

Mr. C. C. Smith introduced a bill entitled "An act making an appropriation to pay Jennie B. Salisbury, widow of the late George R. Salisbury, compensation which would have been earned by him had he continued to live until the close of the calendar year nineteen hundred and twenty" (Int. No. 509), which was read the first time and referred to the committee on ways and means.

Mr. Martin introduced a bill entitled "An act to amend the Stock Corporation Law, in relation to issuing stock to employees" (Int. No. 510), which was read the first time and referred to the committee on the judiciary.

Mr. Everett, from the committee on conservation, to which was referred Assembly bill introduced by Mr. Brundage (No. 375, Int. No. 372), entitled "An act to amend the Conservation Law, in relation to licenses for the sale, of ferrets" reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Everett, Cowce, Hutchinson, Downs, Jacobs, Hausner, Williams, Brundage, Jeffery, Merrigan.

Also, Assembly bill introduced by Mr. Williams (No. 365, Int. No. 365) entitled "An act to amend the Conservation Law, in rela-

tion to trespass upon private parks or lands where foxes or other fur-bearing animals are bred," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Everett, Cowee, Hutchinson, Downs, Jacobs, Hausner, Williams, Brundage, Jeffery, Merrigan.

Also, Assembly bill introduced by Mr. Everett (No. 143, Int. No. 143) entitled "An act to amend the Conservation Law, in relation to the appropriation of real property," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Everett, Cowee, Hutchinson, Downs, Jacobs, Hausner, Williams, Brundage, Jeffery, Merrigan.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act in relation to the consolidation of certain positions, and revision of salaries, in the office force of the Executive Department, and to reappropriate certain moneys therefor." (No. 162, Int. No. 162.)

"An act to amend the Greater New York charter, in relation to the transfer by the commissioner of parks for Manhattan and Richmond to the president of the borough of Manhattan of a portion of sidewalk on the northerly side of Fifty-ninth street, in the city of New York." (No. 56, Int. No. 56.)

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *February 2, 1921.*

By Mr. Lusk

Resolved (if the Assembly concur), That at the hour of twelve o'clock, noon, on Wednesday, February 9, 1921, the Senate and Assembly meet in joint convention as provided by law for the purpose of comparing nominations for the office of Regent of the University, in place of William J. Wallin of the city of Yonkers, county of Westchester, Ninth Judicial District, whose term of office is about to expire; and a Regent of the University to fill the vacancy caused by the death of William Nottingham, of the city of Syracuse, county of Onondaga, Fifth Judicial District, whose

term of office would have expired on the 1st day of April, 1930; and a member of the Council of Farms and Markets, in place of May B. Van Arsdale of the city of New York, First Judicial District, whose term of office is about to expire.

By order of the Senate,
ERNEST A. FAY,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 173, Int. No. 173) entitled "An act to legalize, ratify and confirm the acts and proceedings had and taken by common school district number one of the town of Irondequoit, Monroe county, in relation to the issuance and sale of school district bonds for the payment of the award made by school superintendent Rayfield pursuant to chapter five hundred and sixty-one of the Laws of nineteen hundred and nineteen, and to provide for the issuance and sale and for the payment of such bonds," having been announced for a second reading,

On motion of Mr. Harris, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 399, Int. No. 395) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article three of the Constitution, in relation to appointments of members of the Legislature to the office of notary public," was read the second time.

On motion of Mr. Jenks, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 120, Int. No. 120) entitled "An act to amend the supplemental charter of the city of Binghamton, in relation to the issuance of bonds for school purposes," was read the second time.

On motion of Mr. Jenks, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 302, Int. No. 301) entitled "An act to amend the Highway Law, in relation to amount to be raised by town board

for repair or construction of highways and bridges," was read the second time.

On motion of Mr. Jenks, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 382, Int. No. 379) entitled "An act to amend section four hundred and sixty-one of the Judiciary Law, relative to the qualifications of members of the State Board of Law Examiners," was read the second time.

On motion of Mr. Martin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 237, Int. No. 235) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eight of article seven of the Constitution, in relation to a certain portion of the Erie canal," was read the second time.

On motion of Mr. Martin, said bill was placed on order of third reading and referred to the committee on revision.

The bill (No. 271, Int. No. 269) entitled "An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and eleven, entitled 'An act to amend, consolidate and revise the several acts relative to the city of Amsterdam,' generally," was read the second time.

On motion of Mr. McCleary, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 51, Int. No. 51) entitled "An act to amend chapter eighty-three of the Laws of nineteen hundred and one, entitled 'An act to provide for the improvement of the public highways in the county of Orange,' in relation to the amount of and rate of interest on bonds to be issued under such act," was read the second time.

On motion of Mr. Mead, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 241, Int. No. 239) entitled "An act to amend the Highway Law, in relation to laying out highways," was read the second time.

On motion of Mr. Mead, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 154, Int. No. 154) entitled "An act to amend chapter thirty-seven of the Laws of eighteen hundred and forty-

seven, entitled 'An act to amend an act incorporating the village of Alexander,' in relation to power of trustees relative to street lighting," was read the second time.

On motion of Mr. Miller, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 187, Int. No. 187) entitled "An act to amend the Judiciary Law, in relation to stenographers to county courts," was read the second time.

On motion of Mr. T. K. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 158, Int. No. 158) entitled "An act to amend the General Business Law, in relation to the sale of tickets of admission to theatres and places of amusement," was read the second time.

On motion of Mr. T. K. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 70, Int. No. 70) entitled "An act to amend the Greater New York charter, in relation to the publication of list of registered voters," was read the second time.

On motion of Mr. Wells, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 220, Int. No. 218) entitled "An act in relation to the conveyance and dedication, as public streets, of certain lanes or alleys in the village of Endicott, in the county of Broome," was read the second time.

On motion of Mr. Whitcomb, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 277, Int. No. 275) entitled "An act to amend the Agricultural Law, in relation to the sale and analysis of concentrated commercial feeding stuffs," was read the second time.

On motion of Mr. Witter, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 75, Int. No. 75) entitled "An act to amend the Village Law, in relation to ordinances regulating the use and construction of electric wiring," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 323, Int. No. 322) entitled "An act to legalize and validate the acts and proceedings of the village of Depew, its voters, officers and agents, in relation to the issuance of seventy thousand dollars paving bonds; to authorize the issuance and sale of said bonds, and to provide for raising annually by tax a sum necessary and sufficient to pay the principal and interest of such bonds as they become due," was read the second time.

On motion of Mr. Zimmerman, said bill was placed on the order of third reading and referred to the committee on revision.

On motion of Mr. Adler, the House adjourned.

FRIDAY, FEBRUARY 4, 1921

The House met pursuant to adjournment.

Mr. McGinnies in the chair.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Gage, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Commissioners of the Land Office, which was laid upon the table and ordered printed.

(See Document.)

Mr. Betts introduced a bill entitled "An act to amend the Education Law, in relation to restoring the office of school commissioner, in counties, and to repeal article fourteen of such law, relating to district superintendents of schools" (Int. No. 511), which was read the first time and referred to the committee on public education.

Also, "An act to amend the Education Law, in relation to school officers, the formation, dissolution and consolidation of school districts and appeals to the Commissioner of Education" (Int. No. 512), which was read the first time and referred to the committee on public education.

Also, "An act to repeal certain sections of the Education Law, relating to alteration, formation, consolidation and dissolution of school districts" (Int. No. 513), which was read the first time and referred to the committee on public education.

Mr. E. C. Campbell introduced a bill entitled "An act to amend the Domestic Relations Law, in relation to filing records kept by town and city clerks" (Int. No. 514), which was read the first time and referred to the committee on the judiciary.

Mr. Duke introduced a bill entitled "An act to amend the Surrogate Court Act, generally" (Int. No. 515), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Civil Practice Act, generally" (Int. No. 516), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Justice Court Act, generally" (Int. No. 517), which was read the first time and referred to the committee on codes.

Mr. Everett introduced a bill entitled "An act to amend the Tax Law, in relation to exemptions of property belonging to a village" (Int. No. 518), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Greenwald introduced a bill entitled "An act to amend the Conservation Law, in relation to the taking of skunk" (Int. No. 519), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the open season for muskrat" (Int. No. 520), which was read the first time and referred to the committee on conservation.

Mr. Martin introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section two of article twelve of the Constitution, in relation to city bills" (Int. No. 521), which was read the first time and referred to the committee on the judiciary.

Mr. McGinnies introduced a bill entitled "An act to provide for the transfer of inmates of the New York State Woman's Relief Corps Home to the New York State Soldiers and Sailors' Home, to discontinue the former home, and making an appropriation for expenses" (Int. No. 522), which was read the first time and referred to the committee on ways and means.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Fox (No. 197, Int. No. 32) entitled "An act to amend the Penal Law, in relation to unauthor-

ized wearing of badge or button of the American Legion or the Military Order of the World War."

Also, the bill introduced by Mr. Witter (No. 277, Int. No. 275) entitled "An act to amend the Agricultural Law, in relation to the sale and analysis of concentrated commercial feeding stuffs."

Also, the bill introduced by Mr. T. K. Smith (No. 158, Int. No. 158) entitled "An act to amend the General Business Law, in relation to the sale of tickets of admission to theatres and places of amusement."

Also, the bill introduced by Mr. T. K. Smith (No. 187, Int. No. 187) entitled "An act to amend the Judiciary Law, in relation to stenographers to county courts."

Also, the bill introduced by Mr. Mead (No. 241, Int. No. 239) entitled "An act to amend the Highway Law, in relation to laying out highways."

Also, the bill introduced by Mr. Zimmerman (No. 323, Int. No. 322) entitled "An act to legalize and validate the acts and proceedings of the village of Depew, its voters, officers and agents, in relation to the issuance of seventy thousand dollars paving bonds; to authorize the issuance and sale of said bonds, and to provide for raising annually by tax a sum necessary and sufficient to pay the principal and interest of such bonds as they become due."

Also, the bill introduced by Mr. Wells (No. 70, Int. No. 70) entitled "An act to amend the Greater New York charter, in relation to the publication of list of registered voters."

Also, the bill introduced by Mr. Miller (No. 154, Int. No. 154) entitled "An act to amend chapter thirty-seven of the Laws of eighteen hundred and forty-seven, entitled 'An act to amend an act incorporating the village of Alexander,' in relation to powers of trustees relative to street lighting."

Also, the bill introduced by Mr. Whitcomb (No. 220, Int. No. 218) entitled "An act in relation to the conveyance and dedication, as public streets, of certain lanes or alleys in the village of Endicott, in the county of Broome."

Also, the bill introduced by Mr. Mead (No. 51, Int. No. 51) entitled "An act to amend chapter eighty-three of the Laws of nineteen hundred and one, entitled 'An act to provide for the

improvement of the public highways in the county of Orange, in relation to the amount of and rate of interest on bonds to be issued under such act."

Also, the bill introduced by Mr. Martin (No. 237, Int. No. 235) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eight of article seven of the Constitution, in relation to a certain portion of the Erie canal."

Also, the bill introduced by Mr. McCleary (No. 271, Int. No. 269) entitled "An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and eleven, entitled 'An act to amend, consolidate and revise the several acts relative to the city of Amsterdam,' generally," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Jenk (No. 399, Int. No. 395) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article three of the Constitution, in relation to appointments of members of the Legislature to the office of notary public," reported the same with the following recommendations:

Page 2, line 2, after "be" strike out balance of section and insert "submitted to the people at the general election in the year nineteen hundred and twenty-one, in accordance with the provisions of the Election Law."

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Jenks (No. 302, Int. No. 301) entitled "An act to amend the Highway Law, in relation to amount to be raised by town board for repair or construction of highways and bridges," reported the same with the following recommendations:

Page 2, line 2, strike out "a" and insert "the".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Jenks (No. 120, Int. No. 120)

entitled "An act to amend the supplemental charter of the city of Binghamton, in relation to the issuance of bonds for school purposes," reported the same with the following recommendations:

Page 1, line 6, strike out "forty-two" and insert "twenty-five".

Same page, line 7, strike out "42" and insert "25".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Martin (No. 382, Int. No. 379) entitled "An act to amend section four hundred and sixty-one of the Judiciary Law, relative to the qualifications of members of the State Board of Law Examiners," reported the same with the following recommendations:

Page 1, line 1, strike out "the judiciary" and insert "Chapter thirty-five of the Laws of nineteen hundred and nine, entitled 'An act in relation to the administration of justice, constituting chapter thirty of the Consolidated Laws'".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Public Buildings Law, in relation to persons entitled to admission to the New York State Soldiers and Sailors' Home." (No. 475, Int. No. 227.)

"An act to amend the Penal Law, in relation to unauthorized wearing of badge or button of the American Legion or the Military Order of the World War." (No. 197, Int. No. 32.)

Mr. Gage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on excise be discharged from the further consideration of the bill (No. 408, Int. No. 107) entitled "An act to amend the Penal Law, in relation to intoxicating liquor, repealing the Liquor Tax Law and the City Local Option Law, and providing for completing the unfinished business of the State Excise Department."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Gage moved to amend as follows:

Page 11, line 4, after "purposes," insert "if the article, extract or syrup contains one-half of one per centum or more of alcohol by volume,".

Page 11, line 6, before "Every" insert the numeral "1."

Page 11, after line 26, insert the following:

"2. The permit referred to in subdivision one of this section means what is commonly known as the 'basic' permit and does not include a subsidiary or installment permit, for a particular transaction, issued to the holder of the basic permit; but any other provision of this article which refers to a permit, except as to the registration thereof, shall be deemed to mean each and every permit required by act of Congress to authorize the transaction to which such provision relates."

Page 17, line 7, strike out "The balance" and on the same page strike out lines 8 to 17, inclusive, and insert in place thereof the following: "The sum of one hundred and seventy-two thousand and sixteen dollars and six cents (\$172,016.06), being the balance unexpended of money appropriated for personal service or for maintenance and operation of the State Excise Department, is hereby reappropriated for the payment of salaries due and expenses incurred which remain unpaid at the time this act takes effect and which would be chargeable against such money if this act had not been passed, and also for the payment of the salaries of the persons designated to finish the business of such department pursuant to this section and for the other expenses of the Attorney-General in that connection, for the remainder of the fiscal year ending June thirtieth, nineteen hundred and twenty-one."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Gage, said bill was ordered reprinted and recommitted to said committee.

Mr. Gage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on excise be discharged from the further consideration of the bill (No. 407, Int. No. 106) entitled "An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Gage moved to amend as follows:

Page 3, line 16, strike out the first "or" and insert a comma, after the comma insert "State trooper or other peace officer".

Line 19, strike out "or" and insert a comma.

Line 20, after the first comma insert "State trooper or other peace officer".

Page 4, line 26, after "contained" insert "and property designed for the manufacture of such liquor".

Page 5, line 15, strike out "and" where it first occurs, and after "same" insert "and any property designed for the manufacture of such liquor".

Page 5, line 16, strike out "and" and insert a comma, and after "vessels" insert "and property".

Page 5, line 25, after "same" insert "or in the property, if any, designed for the manufacture of such liquor".

Page 6, line 19, after "same" insert "or any property designed for the manufacture of such liquor".

Page 7, line 10, after "same" insert "or in any property designed for the manufacture of such liquor".

Page 8, line 2, after "forfeiture" insert "to the State".

Page 8, line 3, strike out "and" and insert a comma, and after "same" insert "and the property, if any, designed for the manufacture of such liquor", and strike out "to the State".

Page 8, line 6, strike out "and the" and insert a comma, and after "vessels" insert "and property", and strike out "in which the same was contained".

Page 8, line 12, strike out "and" and insert a comma and after "same" insert "and the property, if any, designed for the manufacture of such liquor".

Page 8, line 21, before "be" insert "or the property designed for the manufacture of such liquor".

Page 9, line 2, after "same" insert "and any property designed for the manufacture of such liquor".

Page 11, line 16, after "same" insert "and any property designed for the manufacture of such liquor".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Gage, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 375, Int. No. 372) entitled "An act to amend the Conservation Law, in relation to licenses for the sale of ferrets," was read the second time.

On motion of Mr. Brundage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 143, Int. No. 143) entitled "An act to amend the Conservation Law, in relation to the appropriation of real property," was read the second time.

On motion of Mr. Everett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 365, Int. No. 365) entitled "An act to amend the Conservation Law, in relation to trespass upon private parks or lands where foxes or other fur-bearing animals are bred," was read the second time.

On motion of Mr. Williams, said bill was placed on the order of third reading and referred to the committee on revision.

On motion of Mr. Gage, the House adjourned.

MONDAY, FEBRUARY 7, 1921

The House met pursuant to adjournment.

Prayer by Rev. W. F. Boldt.

On motion of Mr. Adler, the reading of the journal of Friday, February 4th, was dispensed with and the same was approved.

Mr. Speaker presented the Twenty-sixth Annual Report of the Board of Managers of the Rome State School, which was laid upon the table and ordered printed.

(See Document.)

Mr. Adler introduced a bill entitled "An act to authorize the Canal Board to compromise, settle and adjust the claim and demands of water power claimants and owners of water power rights and privileges appurtenant to State canal dams, constituting a part of the improved canals" (Int. No. 523), which was read the first time and referred to the committee on ways and means.

Mr. Bartholomew introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of the village of Fort Edward, Washington

county, against the State for damages alleged to have been sustained by reason of the removal and destruction of water mains of such village in the construction of the Champlain canal, pursuant to chapter one hundred and forty-seven of the Laws of nineteen hundred and three, and to render judgment therefor" (Int. No. 524), which was read the first time and referred to the committee on claims.

Mr. Fenner introduced a bill entitled "An act to amend the Transportation Corporations Law, in relation to a deposit that may be required by gas and electric corporations" (Int. No. 525), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Lattin introduced a bill entitled "An act to amend the Highway Law, in relation to auto trucks and trailers" (Int. No. 526), which was read the first time and referred to the committee on internal affairs.

Mr. Long introduced a bill entitled "An act to amend the Education Law, in relation to qualification of district superintendents" (Int. No. 527), which was read the first time and referred to the committee on public education.

Mr. McWhinney introduced a bill entitled "An act to amend the Highway Law, in relation to the amount which may be raised for the purchase or repairs of highway machinery" (Int. No. 528), which was read the first time and referred to the committee on internal affairs.

Mr. Rayher introduced a bill entitled "An act to amend the Penal Law, in relation to libel" (Int. No. 529), which was read the first time and referred to the committee on codes.

Mr. Richford introduced a bill entitled "An act to amend chapter two hundred and sixty-six of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend, revise and consolidate the acts relating to the village of Horseheads, in Chemung county, and to enlarge the powers of the corporation of said village,' generally" (Int. No. 530), which was read the first time and referred to the committee on affairs of villages.

Mr. Soule introduced a bill entitled "An act to amend the Penal Law, in relation to firearms" (Int. No. 531), which was read the first time and referred to the committee on codes.

Mr. Wackerman introduced a bill entitled "An act to amend the Municipal Court Code of the City of New York, in relation to procedure in actions for wages" (Int. No. 532), which was read the first time and referred to the committee on codes.

Also, "An act to repeal section twelve of the Workmen's Compensation Law, relating to compensation for first two weeks of disability" (Int. No. 533), which was read the first time and referred to the committee on labor and industries.

Mr. Zimmerman introduced a bill entitled "An act to amend the Education Law, by creating a town board of education in the town of Tonawanda, Erie county, and providing for the support and maintenance of the schools in such town" (Int. No. 534), which was read the first time and referred to the committee on public education.

Mr. Bartholomew introduced a bill entitled "An act to amend the Education Law, in relation to taxing lands of the State for school purposes in certain towns" (Int. No. 535), which was read the first time and referred to the committee on ways and means.

Mr. Steinberg introduced a bill entitled "An act to amend the New York City Municipal Court Code, in relation to the transfer of cases from one district to another in such city" (Int. No. 536), which was read the first time and referred to the committee on codes.

Mr. Orr introduced a bill entitled "An act to amend the General City Law, in relation to enabling cities to acquire land and dwellings by purchase or condemnation and for the erection of dwellings to be sold or rented to the inhabitants thereof at cost" (Int. No. 537), which was read the first time and referred to the committee on affairs of cities.

Mr. Mastick introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of George J. Vail against the State, for damages to and loss of use of an automobile stolen by George Stivers and Marcus Bassett, inmates of Sing Sing prison, while such inmates were in the act of escaping from such prison, and to render judgment therefor" (Int. No. 538), which was read the first time and referred to the committee on claims.

Mr. Leininger introduced a bill entitled "An act to provide for the improvement of the public highway in the borough of Queens,

in the city of New York, known as Queens' boulevard, and Grand Central Parkway as a State highway, and making an appropriation therefor" (Int. No. 539), which was read the first time and referred to the committee on ways and means.

Mr. Steinberg introduced a bill entitled "An act to amend the Decedent Estate Law, in relation to the recording of certain instruments for the identification thereof" (Int. No. 540), which was read the first time and referred to the committee on the judiciary.

Mr. Lieberman introduced a bill entitled "An act to amend chapter nine hundred and twelve of the Laws of nineteen hundred and twenty, entitled 'An act allowing and regulating boxing and sparring matches, and establishing a State Boxing Commission, and making an appropriation therefor,' in relation to wrestling matches" (Int. No. 541), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the General Business Law, in relation to charges by hotels and restaurants" (Int. No. 542), which was read the first time and referred to the committee on general laws.

Mr. T. C. Moore introduced a bill entitled "An act to amend chapter four hundred and eighty-five of the Laws of nineteen hundred and three, entitled 'An act to incorporate the Firemen's Benevolent Fund Association of the City of New Rochelle, New York,' in relation to changing the corporate name of such association" (Int. No. 543), which was read the first time and referred to the committee on general laws.

Mr. McGinnies introduced a bill entitled "An act making an additional appropriation for the construction of a tunnel or tunnels jointly with the State of New Jersey, for vehicular and pedestrian traffic under the Hudson river and between the States of New York and New Jersey" (Int. No. 544), which was read the first time and referred to the committee on ways and means.

Mr. McWhinney introduced a bill entitled "An act to amend the Real Property Law, in relation to the licensing and regulation of real estate brokers and salesmen" (Int. No. 545), which was read the first time and referred to the committee on general laws.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"Concurrent resolution of the Senate and Assembly proposing

an amendment to section eight of article seven of the Constitution, in relation to a certain portion of the Erie canal." (No. 237, Int. No. 235.)

"An act to amend the Greater New York charter, in relation to the publication of list of registered voters." (No. 70, Int. No. 70.)

"An act to amend the General Business Law, in relation to the sale of tickets of admission to theatres and places of amusement." (No. 158, Int. No. 158.)

"An act to amend chapter eighty-three of the Laws of nineteen hundred and one, entitled 'An act to provide for the improvement of the public highways in the county of Orange,' in relation to the amount of and rate of interest on bonds to be issued under such act." (No. 51, Int. No. 51.)

"An act in relation to the conveyance and dedication, as public streets, of certain lanes or alleys in the village of Endicott, in the county of Broome." (No. 220, Int. No. 218.)

"An act to amend the Judiciary Law, in relation to stenographers to county courts." (No. 187, Int. No. 187.)

"An act to amend chapter thirty-seven of the Laws of eighteen hundred and forty-seven, entitled 'An act to amend an act incorporating the village of Alexander,' in relation to powers of trustees relative to street lighting." (No. 154, Int. No. 154.)

"An act to amend the Agricultural Law, in relation to the sale and analysis of concentrated commercial feeding stuffs." (No. 277, Int. No. 275.)

"An act to legalize and validate the acts and proceedings of the village of Depew, its voters, officers and agents, in relation to the issuance of seventy thousand dollars paving bonds; to authorize the issuance and sale of said bonds, and to provide for raising annually by tax a sum necessary and sufficient to pay the principal and interest of such bonds as they become due." (No. 323, Int. No. 322.)

"An act to amend the Highway Law, in relation to laying out highways." (No. 241, Int. No. 239.)

"An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and eleven, entitled 'An act to amend, consolidate and revise the several acts relative to the city of Amsterdam,' generally." (No. 271, Int. No. 269.)

"An act to amend the Highway Law, in relation to amount to be raised by town board for repair or construction of highways and bridges." (No. 525, Int. No. 301.)

"Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article three of the Constitution, in relation to appointments of members of the Legislature to the office of notary public." (No. 526, Int. No. 395.)

"An act to amend the supplemental charter of the city of Binghamton, in relation to the issuance of bonds for school purposes." (No. 527, Int. No. 120.)

"An act to amend section four hundred and sixty-one of the Judiciary Law, relative to the qualifications of members of the State Board of Examiners." (No. 524, Int. No. 379.)

The bill (No. 410, Int. No. 101) entitled "An act to amend the Highway Law, in relation to the designation of an ultimate and definitive system of State and county highways to be constructed and maintained by the State, and to approve a map upon which such system is designated," having been announced for a second reading,

On motion of Mr. Wheelock, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 75, Int. No. 75) entitled "An act to amend the Village Law, in relation to ordinances regulating the use and construction of electric wiring," having been announced,

Mr. Zimmerman moved to amend as follows:

Page 1, in the title after "electric" insert "light and power."

Line 5, after "electric" insert in italics "light and power."

Line 7, after "electric" insert in italics "light and power."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The Senate bill (No. 63, Rec. No. 16) entitled "An act to legalize, ratify and confirm the acts and proceedings had and taken by common school district number one of the town of Irondequoit, Monroe county, in relation to the issuance and sale of school district bonds for the payment of the award made by school superintendent Rayfield pursuant to chapter five hundred and

sixty-one of the Laws of nineteen hundred and nineteen, and to provide for the issuance and sale and for the payment of such bonds," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McGinnies	Seaker
Antin	Crowley	Harris	McKee	Seelbach
Arnonson	Dickstein	Hausner	McLoughlin	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Donohue	Henderson	Mead	Smith M L
Bartholomew	Downs	Hunter	Merrigan	Smith T K
Baum	Druss	Hutchinson	Miller	Solomon
Beasley	Duke	Jacobs	Moore T C	Soule
Betts	Ellsworth	Jeffery	Moran	Steinberg
Blakely	Evans	Jesse	Morrissey	Stitt
Bloch	Everett	Kelly	Mullen	Taylor
Blodgett	Fenner	Kiernan	Neary	Trahan
Bly	Finch	Kirkland	Nichols	Ullman
Booth	Flynn	Lattin	Orr	VanWagenen
Borkowski	Fox	Leininger	Peck	Wackerman
Brady	Frerichs	Lewis	Pette	Wallace
Brooks	Gaffers	Lieberman	Porter	Walsh
Campbell E C	Gage	Long	Rayher	Warren
Campbell W W	Galgano	Lord	Reiburn	Webb
Carroll	Gardner	Lown	Reilly	Wells
Caulfield	Gempler	Lyman	Reiss	Wheelock
Chamberlin	Giaccone	MacFarland	Rice	Whitcomb
Cheney	Gray	Martin	Richford	Williams
Clayton	Greenwald	Mastick	Roosevelt	Witter
Cole	Hackenburg	McArdle	Rowe	Wright
Cosgrove	Hager	McCleary	Sackett	Yale
Cowee	Hamill	McDonald	Schwab	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 162, Int. No. 162) entitled "An act in relation to the consolidation of certain positions, and revision of salaries, in the office force of the Executive Department, and to reappropriate certain moneys therefor," having been announced for a third reading,

On motion of Mr. McGinnies, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 56, Int. No. 56) entitled "An act to amend the Greater New York charter, in relation to the transfer by the commissioner of parks for Manhattan and Richmond to the president of the borough of Manhattan of a portion of sidewalk on the northerly side of Fifty-ninth street, in the city of New York," having been announced,

Debate was had.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 82

NOES 36

Those who voted in the affirmative were:

Adler	Ellsworth	Jacobs	Miller	Smith T K
Barnes	Evans	Jeffery	Moore T C	Steinberg
Bartholomew	Everett	Jesse	Moran	Stitt
Baum	Fenner	Kirkland	Morrissey	Trahan
Betts	Finch	Lattin	Mullen	Ullman
Blodgett	Frerichs	Lewis	Neary	VanWagonen
Booth	Gaffers	Long	Peck	Wallace
Borkowaki	Gage	Lord	Pette	Warren
Campbell E C	Gardner	Lown	Porter	Webb
Campbell W W	Gempler	MacFarland	Rice	Wells
Chamberlin	Gray	Martin	Rowe	Wheelock
Oole	Greenwald	Mastick	Sackett	Whitcomb
Cowee	Hager	McCleary	Seaker	Williams
Dobson	Harris	McGinnies	Seelbach	Witter
Downs	Hausner	McWhinney	Smith C C	Wright
Druss	Hunter	Mead	Smith J C	Zimmerman
Duke	Hutchinson			

Those who voted in the negative were:

Antin	Donohue	Jager	Merrigan	Schwab
Beasley	Fox	Kiernan	Orr	Smith M L
Bloch	Galgano	Leininger	Rayher	Solomon
Burchill	Giaccone	Lyman	Reiburn	Soule
Carroll	Hackenburg	McArdle	Reilly	Taylor
Caulfield	Hamill	McDonald	Reiss	Wackerman
Crews	Hawkins	McLoughlin	Richford	Walsh
Dickstein				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That on Tuesday, February 8th, at twelve o'clock, noon, the Assembly proceed to nominate a candidate for office of Regent of the University in place of William J. Wallin of the city of Yonkers, county of Westchester, Ninth Judicial District, whose term of office is about to expire. Also a candidate for Regent of the University to fill the vacancy caused by the death of William Nottingham of the city of Syracuse, county of Onondaga, Fifth Judicial District, whose term of office would have expired on the first day of April, 1930. Also a candidate for member of the Council of Farms and Markets in place of May B. Van Arsdale of the city of New York, First Judicial District, whose term of office is about to expire.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Whereas, The Federal government has by the act of August 8, 1917, assumed jurisdiction over the water powers of this State in common with other States, and is now assuming to act in relation to the disposition of the same for national purposes to the exclusion of the State; and

Whereas, Such water power belongs to the State of New York and to its citizens subject only to the right of the Federal government to control navigation and the Federal government is not vested by the Constitution with any right or power of control over water powers; and

Whereas, Such water power and the right of control over the same are of great value to the people of the State for public use for heat and power as a source of commercial development and revenue to the State of which they will be deprived under said law by the action of the Federal government; now, therefore, be it

Resolved (if the Senate concur), That the Attorney-General of this State be, and he hereby is, authorized to take such action as he may be advised in the premises for the effectual protection of the interests of this State, and that he is further authorized to co-operate with the duly constituted authorities of other States to the same end.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Carroll offered for the consideration of the House a resolution in relation to the care and treatment of the disabled veterans of the World War, which was laid upon the table under the rule.

Mr. Antin offered for the consideration of the House a resolution in relation to a joint legislative committee to investigate all public work now under way, which was laid upon the table under the rule.

Mr. Blakely offered for the consideration of the House a resolution, in the words following:

Whereas, The Assembly learns with deep regret of the death of a former member of this House from Albany county in the year 1885;

Resolved, That when the Assembly adjourns today it be out of respect to the memory of Honorable Patrick Murray, and that a copy of this resolution be engrossed and transmitted to the members of the family of the deceased.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined unanimously by a rising vote.

Mr. Ullman gives notice that on the 8th day of February, 1921, he will move to change Rules No. 22 and No. 24 of the Rules of the Assembly so that they be repealed and in their place the following rule be adopted:

The committee on rules may sit at any time, the reception and consideration of its report shall always be in order, debate on its adoption shall not exceed one hour, one-half hour for and one-half hour against, such time to be allotted by the majority leader and minority leader, and no other motion, except the motion for a call of the House, to adjourn or to recess, shall be in order until the vote of the Assembly is had thereon.

Mr. Ullman gives notice that on the 8th day of February, 1921, he will move to change Rule No. 6 of the Rules of the Assembly to provide that no private or local bill shall be introduced after the first day of March, or considered after the 20th day of March.

Mr. Brundage was excused from to-day's session.

Mr. Franchot was excused on account of illness.

Messrs. Doherty and Jenks were excused from the sessions of to-day and Tuesday.

The privileges of the floor were extended to Hon. Walter McNab, Hon. W. W. Pellet, Hon. H. E. Wheeler and Hon. G. W. Doughty.

On motion of Mr. Adler, the House adjourned.

TUESDAY, FEBRUARY 8, 1921

The House met pursuant to adjournment.

Prayer by Rev. E. F. Albertson, Brooklyn.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Baum introduced a bill entitled "An act to amend the Greater New York charter, in relation to the period of service of members of the police force of the board of water supply or appointed to the fire department of the city of New York" (Int. No. 546), which was read the first time and referred to the committee on affairs of cities.

Mr. Brady introduced a bill entitled "An act to amend the charter of the city of Buffalo, in relation to the firemen's relief and pension fund of said city" (Int. No. 547), which was read the first time and referred to the committee on affairs of cities.

Mr. Cheney introduced a bill entitled "An act to amend the Banking Law, in relation to the powers of investment companies" (Int. No. 548), which was read the first time and referred to the committee on banks.

Mr. Dickstein introduced a bill entitled "An act to amend the Penal Law, in relation to the transmission of money to and from foreign countries" (Int. No. 549), which was read the first time and referred to the committee on banks.

Mr. Miller introduced a bill entitled "An act to amend the Agricultural Law, in relation to pure bred domestic animals" (Int. No. 550), which was read the first time and referred to the committee on agriculture.

Mr. Reiss introduced a bill entitled "An act to amend the Workmen's Compensation Law, in relation to number of weeks compensation for certain permanent partial disability" (Int. No. 551), which was read the first time and referred to the committee on labor and industries.

Mr. Slacer introduced a bill entitled "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of

Buffalo,' in relation to the construction of public improvements under the jurisdiction of the city of Buffalo and board of education of the city of Buffalo" (Int. No. 552), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Education Law, in relation to the construction of buildings in a city having a population of more than four hundred thousand but less than one million by the council of such city" (Int. No. 553), which was read the first time and referred to the committee on public education.

Mr. Webb introduced a bill entitled "An act to amend the Conservation Law, in relation to the use of tipups in the waters of Dutchess county" (Int. No. 554), which was read the first time and referred to the committee on conservation.

Mr. Brundage introduced a bill entitled "An act to amend the Conservation Law, in relation to open season for hares and rabbits in certain counties" (Int. No. 555), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to open season for squirrels" (Int. No. 556), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to pickerel and pike" (Int. No. 557), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to size of trout to be taken" (Int. No. 558), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to dealers in raw furs and skins" (Int. No. 559), which was read the first time and referred to the committee on conservation.

Mr. Betts introduced a bill entitled "An act to amend the Penal Law, in relation to untrue and misleading advertisements" (Int. No. 560), which was read the first time and referred to the committee on codes.

Mr. Clayton introduced a bill entitled "An act authorizing the Public Service Commission of the first district to permit the Nassau Electric Railroad Company to operate its cars without exchanging transfers with connecting lines, notwithstanding the provisions of any charter, franchise agreement or statute" (Int.

No. 561), which was read the first time and referred to the committee on the judiciary.

Mr. Ullman introduced a bill entitled "An act to amend the Prison Law, in relation to compensation of prisoners" (Int. No. 562), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Greater New York charter, in relation to providing children with summer vacations" (Int. No. 563), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, Mr. McGinnies introduced a bill entitled "An act making appropriations for emergencies for the current fiscal year, supplying deficiencies in former appropriations and other expenses of government" (Int. No. 564), which was read the first time and referred to the committee on ways and means.

By unanimous consent, Mr. Gardner introduced a bill entitled "An act to provide for extending the boundaries of the city of Poughkeepsie by annexing thereto a part of the town of Poughkeepsie and to provide for the government of the annexed territory, for the payment of school and other bonded indebtedness and for the assessment and levy of taxes and submitting the act to the qualified voters of the annexed territory for approval" (Int. No. 565), which was read the first time and referred to the committee on affairs of cities.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. T. K. Smith (No. 159, Int. No. 159) entitled "An act to amend the Penal Law, in relation to ticket speculators," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Zimmerman, Hawkins, Cole, Harrington, Fox, Evans, Campbell, W. W., Dickstein.

Also, Assembly bill introduced by Mr. Neary (No. 311, Int. No. 310) entitled "An act to amend the Penal Law, in relation to the wearing of military badges, insignia, clasps, rosettes and buttons," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Zimmerman, Hawkins, Cole, Harrington, Fox, Evans, Campbell, W. W., Dickstein.

Also, Assembly bill introduced by Mr. Dickstein (No. 26, Int. No. 26) entitled "An act to amend the Municipal Court Act of the City of New York, in relation to the district for the commencement of an action for the rental value, use or occupation of real property," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Zimmerman, Hawkins, Cole, Harrington, Fox, Evans, Campbell, W. W., Dickstein.

Also, Assembly bill introduced by Mr. Donohue (No. 27, Int. No. 27) entitled "An act to amend the Penal Law, in relation to the prohibition of the use of device of arms of the State on certain vehicles," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Zimmerman, Hawkins, Cole, Harrington, Fox, Evans, Campbell, W. W., Dickstein.

Also, Assembly bill introduced by Mr. Steinberg (No. 193, Int. No. 193) entitled "An act to amend the Penal Law, in relation to failure to protect horses from slipping," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Zimmerman, Hawkins, Cole, Harrington, Fox, Evans, Campbell, W. W., Flynn, Dickstein.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Everett (No. 143, Int. No. 143) entitled "An act to amend the Conservation Law, in relation to the appropriation of real property."

Also, the bill introduced by Mr. Williams (No. 365, Int. No. 365) entitled "An act to amend the Conservation Law, in relation to trespass upon private parks or lands where foxes or other fur-bearing animals are bred."

Also, the bill introduced by Mr. Brundage (No. 375, Int. No. 372) entitled "An act to amend the Conservation Law, in relation to licenses for the sale of ferrets," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Jeffery offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of Assembly bill (No. 145, Int. No. 145), entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Charles Specht, as assignee, and Glenn A. Stockwell, as trustee in bankruptcy of McMahon and Fell, individually and as copartners, for an alleged breach of contract and for extra work performed and material furnished in the Cambria-Lockport county highway, and to render judgment therefor," and that said bill be referred to the committee on claims.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Ullman offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 65, Int. No. 65) entitled "An act to amend the Penal Law, in relation to buying or receiving stolen or wrongfully acquired property."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Ullman moved to amend as follows:

Page 2, at end of line 11, insert "a felony, namely, or".

Line 14, strike out the words "in a state prison".

Line 15, strike out the words "or in a county jail for not more than six months".

Line 16, strike out "Two hundred and fifty" and insert "one thousand".

Line 17, after "guilty" insert "of a misdemeanor, namely".

Line 23, strike out "immediately" and insert "September first, nineteen hundred and twenty-one."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Ullman, said bill was ordered reprinted and recommitted to said committee.

Mr. Ullman offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 68, Int. No. 68) entitled "An act to amend the Code of Criminal Procedure, in relation to peace officers."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Ullman moved to amend as follows:

Line 11, after the word "of", second occurring, insert in italics "the peace in and for".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Ullman, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 475, Int. No. 227) entitled "An act to amend the Public Buildings Law, in relation to persons entitled to admission to the New York State Soldiers and Sailors' Home," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McGinnies	Smith C C
Antin	Dickstein	Hausner	McKee	Smith J C
Aronson	Dobson	Hawkins	McWhinney	Smith M L
Bailey	Donohue	Henderson	Mead	Smith T K
Barnes	Downs	Hunter	Merrigan	Solomon
Bartholomew	Druss	Hutchinson	Miller	Soule
Baum	Duke	Jacobs	Moore T C	Steinberg
Betts	Ellsworth	Jager	Moran	Stitt
Blakely	Evans	Jeffery	Mullen	Taylor

Bloch	Everett	Jesse	Neary	Trahan
Blodgett	Fenner	Kelly	Orr	Ullman
Booth	Finch	Kiernan	Peck	VanWagenen
Borkowski	Fox	Kirkland	Pette	Wackerman
Brady	Frerichs	Lattin	Porter	Wallace
Brooks	Gaffers	Leininger	Rayher	Walsh
Burchill	Gage	Lewis	Reiburn	Warren
Campbell E C	Galgano	Long	Reilly	Webb
Campbell W W	Gardner	Lord	Reiss	Wells
Carroll	Gempler	Lown	Rice	Wheelock
Caulfield	Giaccone	Lyman	Richford	Whitcomb
Chamberlin	Gray	MacFarland	Roosevelt	Williams
Cheney	Greenwald	Martin	Rowe	Witter
Clayton	Hackenburg	Mastick	Sackett	Wright
Cole	Hager	McArdle	Schwab	Yale
Cowee	Hamill	McCleary	Seelbach	Zimmerman
Crews	Harrington	McDonald		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 197, Int. No. 32) entitled "An act to amend the Penal Law, in relation to unauthorized wearing of badge or button of the American Legion or the Military Order of the World War," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McGinnies	Smith C C
Antin	Dickstein	Hausner	McKee	Smith J C
Aronson	Dobson	Hawkins	McWhinney	Smith M L
Bailey	Donohue	Henderson	Mead	Smith T K
Barnes	Downs	Hunter	Merrigan	Solomon
Bartholomew	Druss	Hutchinson	Miller	Soule
Baum	Duke	Jacobs	Moore T C	Steinberg
Betts	Ellsworth	Jager	Moran	Stitt
Blakely	Evans	Jeffery	Mullen	Taylor
Bloch	Everett	Jesse	Neary	Trahan
Blodgett	Fenner	Kelly	Orr	Ullman
Booth	Finch	Kiernan	Peck	VanWagenen
Borkowski	Fox	Kirkland	Pette	Wackerman
Brady	Frerichs	Lattin	Porter	Wallace
Brooks	Gaffers	Leininger	Rayher	Walsh
Burchill	Gage	Lewis	Reiburn	Warren
Campbell E C	Galgano	Long	Reilly	Webb
Campbell W W	Gardner	Lord	Reiss	Wells

Carroll	Gempler	Lown	Rice	Wheelock
Caulfield	Giaccone	Lyman	Richford	Whitcomb
Chamberlin	Gray	MacFarland	Roosevelt	Williams
Cheney	Greenwald	Martin	Rowe	Witter
Clayton	Hackenburg	Mastick	Sackett	Wright
Cole	Hager	McArdle	Schwab	Yale
Cowee	Hamill	McCleary	Seelbach	Zimmerman
Crews	Harrington	McDonald		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 158, Int. No. 158) entitled "An act to amend the General Business Law, in relation to the sale of tickets of admission to theatres and places of amusement," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McGinnies	Smith C C
Antin	Dickstein	Hausner	McKee	Smith J C
Aronson	Dobson	Hawkins	McWhinney	Smith M L
Bailey	Donohue	Henderson	Mead	Smith T K
Barnes	Downs	Hunter	Merrigan	Solomon
Bartholomew	Druss	Hutchinson	Miller	Soule
Baum	Duke	Jacobs	Moore T C	Steinberg
Betts	Ellsworth	Jager	Moran	Stitt
Blakely	Evans	Jeffery	Mullen	Taylor
Bloch	Everett	Jesse	Neary	Trahan
Blodgett	Fenner	Kelly	Orr	Ullman
Booth	Finch	Kiernan	Peck	VanWagenen
Borkowski	Fox	Kirkland	Pette	Wackerman
Brady	Frerichs	Lattin	Porter	Wallace
Brooks	Gaffers	Leininger	Rayher	Walsh
Burchill	Gage	Lewis	Reiburn	Warren
Campbell E O	Galgano	Long	Reilly	Webb
Campbell W W	Gardner	Lord	Reiss	Wells
Carroll	Gempler	Lown	Rice	Wheelock
Caulfield	Giaccone	Lyman	Richford	Whitcomb
Chamberlin	Gray	MacFarland	Roosevelt	Williams
Cheney	Greenwald	Martin	Rowe	Witter
Clayton	Hackenburg	Mastick	Sackett	Wright
Cole	Hager	McArdle	Schwab	Yale
Cowee	Hamill	McCleary	Seelbach	Zimmerman
Crews	Harrington	McDonald		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 70, Int. No. 70) entitled "An act to amend the Greater New York charter, in relation to the publication of list of registered voters," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 113

NOES 15

Those who voted in the affirmative were:

Adler	Crowley	Harris	McGinnies	Smith J C
Aronson	Dobson	Hausner	McKee	Smith M L
Bailey	Donohue	Hawkins	McWhinney	Smith T K
Barnes	Downs	Henderson	Mead	Soule
Bartholomew	Druss	Hunter	Merrigan	Steinberg
Betts	Duke	Hutchinson	Miller	Stitt
Blakely	Ellsworth	Jacobs	Moore T C	Taylor
Bloch	Evans	Jager	Moran	Trahan
Blodgett	Everett	Jeffery	Mullen	Ullman
Booth	Fenner	Jesse	Neary	VanWagenen
Borkowski	Finch	Kelly	Peck	Wackerman
Brady	Fox	Kiernan	Pette	Wallace
Brooks	Frerichs	Kirkland	Porter	Warren
Campbell E C	Gaffers	Lattin	Rayher	Webb
Campbell W W	Gage	Lewis	Reiss	Wells
Carroll	Gardner	Long	Rice	Wheelock
Caulfield	Gempler	Lord	Richford	Whitcomb
Chamberlin	Giaccone	Lown	Roosevelt	Williams
Cheney	Gray	MacFarland	Rowe	Witter
Clayton	Greenwald	Martin	Sackett	Wright
Cole	Hager	Mastick	Seelbach	Yale
Cowee	Hamill	McArdle	Smith C C	Zimmerman
Crews	Harrington	McCleary		

Those who voted in the negative were:

Antin	Dickstein	Leininger	Orr	Schwab
Baum	Galgano	Lyman	Reiburn	Solomon
Burhill	Hackenburg	McDonald	Reilly	Walsh

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 237, Int. No. 235) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eight of article seven of the Constitution, in relation to a

certain portion of the Erie canal," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McGinnies	Smith C O
Antin	Dickstein	Hausner	McKee	Smith J C
Aronson	Dobson	Hawkins	McWhinney	Smith M L
Bailey	Donohue	Henderson	Mead	Smith T K
Barnes	Downs	Hunter	Merrigan	Solomon
Bartholomew	Druss	Hutchinson	Miller	Soule
Baum	Duke	Jacobs	Moore T C	Steinberg
Betts	Ellsworth	Jager	Moran	Stitt
Blakely	Evans	Jeffery	Mullen	Taylor
Bloch	Everett	Jesse	Neary	Trahan
Blodgett	Fenner	Kelly	Orr	Ullman
Booth	Finch	Kiernan	Peck	VanWagenen
Borkowski	Fox	Kirkland	Pette	Wackerman
Brady	Frerichs	Lattin	Porter	Wallace
Brooks	Gaffers	Leininger	Rayher	Walsh
Burchill	Gage	Lewis	Reiburn	Warren
Campbell E C	Galgano	Long	Reilly	Webb
Campbell W W	Gardner	Lord	Reiss	Wells
Carroll	Gempler	Lown	Rice	Wheelock
Caulfield	Giaccone	Lyman	Richford	Whitcomb
Chamberlin	Gray	MacFarland	Roosevelt	Williams
Cheney	Greenwald	Martin	Rowe	Witter
Clayton	Hackenburg	Mastick	Sackett	Wright
Cole	Hager	McArdle	Schwab	Yale
Cowee	Hamill	McCleary	Seelbach	Zimmerman
Crews	Harrington	McDonald		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 499, Int. No. 388) entitled "An act to change the name of 'The Utica Female Academy' to 'Utica Country Day School,' defining the powers and duties of such corporation, and repealing certain acts relating thereto," was read the second time.

On motion of Mr. Martin, said bill was placed on the order of third reading and referred to the committee on revision.

The following resolutions introduced February 7th, and laid upon the table under the rule, were read:

By Mr. Antin:

Concurrent resolution of the Senate and Assembly proposing a committee to co-ordinate the plans for public work in the State in such a way as to secure thereby the widest possible relief for prevailing unemployment.

Whereas, Because of the slowing down of industry, there are now in the State of New York hundreds of thousands of persons out of employment, and such unemployment constitutes a serious menace to the welfare of the people of the State of New York by creating discontent, lowering the standard of living which has been slowly built up during the years of prosperity, and threatening the prosperity of the business and manufacturing industries of the State; and

Whereas, It is regarded as sound governmental policy to prosecute public works during periods when labor and material are not fully absorbed by private industry and are therefore in plentiful supply;

Whereas, There is a large amount of public work under way or planned by the State itself, and by the municipalities thereof which, if vigorously pushed and properly apportioned among the districts of the State, would greatly lessen the amount of unemployment;

Whereas, The immediate prosecution of such public works will give employment to large numbers of persons now seeking employment, not only directly on the public works, but indirectly upon the manufacture of the materials required; now, therefore, be it

Resolved (if the Senate concur), That a committee be, and hereby is, created, to consist of three members of the Assembly to be appointed by the Speaker of the Assembly and two members of the Senate to be appointed by the President of the Senate, to investigate all public work now under way or planned by the State of New York or by joint authority of the State of New York and of any other State or any city, school district, or other municipal corporation therein, and to make inquiry concerning the probable cost thereof, during the balance of the present fiscal year and the next fiscal year, the number of persons to be employed on such work or who could be employed if such plans were put into effect, to consider the possibility of apportioning such work among the citizens of the State and to make a report thereon to the Legislature with recommendations calculated to relieve unemployment and secure the greatest benefit to the people of the State from the expenditure of public funds or of private funds which may be contributed for the relief of unemployment; and be it further

Resolved, That the State Industrial Commission, the State Engineer, the Superintendent of Public Works, Commissioner of Highways, the Commissioner of Conservation, the mayors of all cities in the State and the proper authorities in each school district or other municipal corporation thereof shall be consulted by the committee with a view to obtaining so far as possible such information as may be in their possession; and be it further

Resolved, That the expenses of the committee, not exceeding the sum of two thousand five hundred dollars, shall be payable out of the legislative contingent fund upon vouchers audited and approved as provided by law.

which was referred to the committee on ways and means.

By Mr. Carroll:

Whereas, The United States, in grateful appreciation of the heroic sacrifice made by those in its military and naval service during the World War, has pledged itself to adequately, properly and impartially provide for those who are disabled and in distress as a result of their service; and

Whereas, Though more than two years have already elapsed since the cessation of hostilities, many veterans who are incapacitated or disabled are not as yet receiving adequate, proper and impartial care, treatment or training; and

Whereas, Many of the disabled veterans of the World War are in dire need and distress and a considerable number of them are daily dying as the result of the disgraceful neglect and want of proper attention and compensation; and

Whereas, This neglect and injustice is very largely due to the divided responsibility of those governmental agencies charged with the care of the World War veterans, and to the discrimination in caring for those in different branches of the service and to the lack of adequate hospitalization; now, therefore, be it

Resolved (if the Senate concur), That the Legislature of the State of New York respectfully urges upon the Congress of the United States, that it give its immediate attention to the evils now existing with regard to the care and treatment of the disabled veterans of the World War; and be it further

Resolved (if the Senate concur), That the Legislature of the State of New York respectfully urges the Congress of the United States to pass without further delay the following measures now before it, that the abuses and injustices now being accorded disabled veterans of the World War may be done away with:

1. Wason Bill (H. R. 13558) providing for the establishment of Fourteen Regional Offices of the War Risk Bureau and as many sub-offices as deemed necessary; authorizing the Post

Office Department to collect premiums on government insurance; and relieving from payment of premiums all disabled men in receipt of hospitalization after discharge from military service.

2. Stevenson Bill (H. R. 10835) providing for the retirement of disabled emergency or reserve corps officers on the same basis as that granted to officers of the regular army.

3. Hospitalization: France Bill (S. 4357) appropriating \$29,530,000 for the building of new hospitals. Langley Bill (H. R. 14315) appropriating \$10,000,000 for the building of new hospitals.

4. Consolidation: Rogers Bill, providing for the consolidation and co-ordination of the Bureau of War Risk Insurance, the Rehabilitation Division of the Federal Board for Vocational Education, and the United States Public Health Service, to be placed under the jurisdiction of the Department of the Interior.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

The hour of twelve o'clock, noon, having arrived Mr. Speaker announced that pursuant to law, and agreeable to a joint resolution of the Senate and Assembly, the Assembly would now proceed to nominate a candidate for Regent of the University for a term of twelve years beginning on the 1st day of April, 1921, to succeed William J. Wallin of the city of Yonkers, county of Westchester, Ninth Judicial District, whose term of office is about to expire.

Also, a candidate for Regent of the University to fill the unexpired term of William Nottingham, deceased, whose term of office would have expired on the 1st day of April, 1930.

Also, a candidate for Member of the Council of Farms and Markets in place of May B. Van Arsdale, whose term of office is about to expire.

Upon the direction of the Speaker the Clerk called the roll and each member as his name was called rose in his place and named the following as his choice for Regent of the University to succeed William J. Wallin:

FOR WILLIAM J. WALLIN

Adler	Downs	Hausner	McWhinney	Smith T K
Aronson	Druss	Hawkins	Mead	Soule
Bartholomew	Duke	Hunter	Miller	Steinberg
Baum	Ellsworth	Hutchinson	Moore T C	Stitt
Betts	Evans	Jacobs	Moran	Trahan
Blakely	Fenner	Jeffery	Mullen	Ullman

Blodgett	Finch	Jesse	Neary	VanWagenen
Booth	Fox	Kirkland	Peck	Wallace
Borkowski	Frerichs	Lattin	Pette	Warren
Brady	Gaffers	Lewis	Porter	Webb
Brundage	Gage	Long	Reiss	Wells
Campbell E C	Gardner	Lord	Rice	Wheelock
Campbell W W	Gempler	Lown	Richford	Whitcomb
Carroll	Giaccone	MacFarland	Sackett	Williams
Chamberlin	Gray	Martin	Seelbach	Witter
Clayton	Greenwald	Mastick	Smith C C	Wright
Cole	Hager	McCleary	Smith J C	Yale
Cowee	Harrington	McGinnies	Smith M L	Zimmerman
Crews	Harris			

FOR FREDERICK H. ALLEN

Antin	Donohue	Leininger	McDonald	Schwab
Bloch	Galgano	Lyman	Reiburn	Wackerman
Burchill	Hackenburg	McArdle	Reilly	Walsh
Dickstein	Kiernan			

17

Whole number of votes cast.....	109
William J. Wallin received.....	92
Frederick H. Allen received.....	17

A quorum of all the members elected to the Assembly having voted, and a majority having named William J. Wallin as their choice, Mr. Speaker declared William J. Wallin of the city of Yonkers, county of Westchester, Ninth Judicial District, duly nominated on the part of the Assembly a Regent of the University, for a term of twelve years beginning on the 1st day of April, 1921.

Upon the direction of the Speaker the Clerk called the roll, and each member as his name was called rose in his place and named the following for Regent of the University to fill the unexpired term of William Nottingham, deceased, whose term of office would have expired on the 1st day of April, 1930:

FOR WILLIAM P. BAKER

Adler	Crews	Harris	McWhinney	Smith T K
Aronson	Downs	Hausner	Mead	Soule
Barnes	Druss	Hawkins	Miller	Steinberg
Bartholomew	Duke	Hunter	Moore T C	Stitt
Baum	Ellsworth	Hutchinson	Moran	Trahan
Betts	Evans	Jacobs	Mullen	Ullman
Blakely	Fenner	Jeffery	Peck	VanWagenen
Blodgett	Finch	Jesse	Pette	Wallace
Booth	Fox	Kirkland	Porter	Warren
Borkowski	Frerichs	Lattin	Rayher	Webb
Brady	Gaffers	Lewis	Reiss	Wells
Brundage	Gage	Long	Rice	Wheelock
Campbell E C	Gardner	Lord	Richford	Whitcomb
Campbell W W	Gempler	Lown	Sackett	Williams

Carroll	Giaccone	MacFarland	Seaker	Witter
Chamberlin	Gray	Martin	Seelbach	Wright
Clayton	Greenwald	Mastick	Smith C C	Yale
Cole	Hager	McCleary	Smith J C	Zimmerman
Cowee	Harrington	McGinnies	Smith M L	93

FOR NETTIE M. HEWITT

Antin	Galgano	Leininger	Merrigan	Slacer
Burchill	Hackenburg	Lyman	Reiburn	Wackerman
Dickstein	Hamill	McArdle	Reilly	Walsh
Donohue	Kiernan	McDonald		17

Whole number of votes cast.....	111
William P. Baker received.....	93
Nettie M. Hewitt received.....	18

A quorum of all the members elected to the Assembly having voted, and a majority having named William P. Baker as their choice, Mr. Speaker declared William P. Baker of the city of Syracuse, county of Onondaga, Fifth Judicial District, duly nominated on the part of the Assembly a Regent of the University to succeed William Nottingham, deceased, whose term of office would have expired on the 1st day of April, 1930.

Upon the direction of the Speaker the Clerk called the roll and each member as his name was called rose in his place and named the following as his choice for Member of the Council of Farms and markets in place of May B. Van Arsdale, whose term of office is about to expire:

FOR MAY B. VAN ARSDALE

Adler	Crews	Harrington	McGinnies	Smith T K
Aronson	Downs	Harris	McWhinney	Soule
Barnes	Druss	Hausner	Mead	Steinberg
Bartholomew	Duke	Hawkins	Miller	Stitt
Baum	Ellsworth	Hunter	Moore T C	Trahan
Betts	Evans	Hutchinson	Moran	Ullman
Blakely	Everett	Jacobs	Mullen	VanWagenen
Blodgett	Fenner	Jeffery	Peck	Wallace
Booth	Finch	Jesse	Pette	Warren
Borkowaki	Fox	Kirkland	Porter	Webb
Brady	Frerichs	Lattin	Reiss	Wells
Brundage	Gaffers	Lewis	Rice	Wheelock
Campbell E C	Gage	Long	Richford	Whitcomb
Campbell W W	Gardner	Lord	Sackett	Williams
Carroll	Gempler	Lown	Seelbach	Witter
Chamberlin	Giaccone	MacFarland	Smith C C	Wright
Clayton	Gray	Martin	Smith J C	Yale
Cole	Greenwald	Mastick	Smith M L	Zimmerman
Cowee	Hager	McCleary		93

Whole number of votes cast.....	93
May B. Van Arsdale received.....	93

A quorum of all the members elected to the Assembly having voted, and a majority having named May B. Van Arsdale as their choice, the Speaker declared May B. Van Arsdale of the city of New York, borough of Manhattan, First Judicial District, duly nominated on the part of the Assembly a Member of the Council of Farms and Markets for a term of ten years beginning on the first day of April, 1921.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *February 7, 1921.*

By Mr. Lusk:

Whereas, The Federal government has by the Act of August 8, 1917, assumed jurisdiction over the water powers of this State in common with other States, and is now assuming to act in relation to the disposition of the same for national purposes to the exclusion of the State; and

Whereas, Such water power belongs to the State of New York and to its citizens subject only to the right of the Federal government to control navigation and the Federal government is not vested by the Constitution with any right or power of control over water powers; and

Whereas, Such water power and the right of control over the same are of great value to the people of the State for public use for heat and power as a source of commercial development and revenue to the State of which they will be deprived under said law by the action of the Federal government; now, therefore, be it

Resolved (if the Assembly concur), That the Attorney-General of this State be and he hereby is authorized to take such action as he may be advised in the premises for the effectual protection of the interests of this State, and that he is further authorized to cooperate with the duly constituted authorities of other States to the same end.

By order of the Senate,

ERNEST A. FAY.

Clerk.

which was referred to the committee on ways and means.

Pursuant to notice, Mr. Ullman offered for the consideration of the House a resolution, in the words following:

Resolved, That Rules 22 and 24 of the Rules of the Assembly be and hereby are repealed and in their place the following rule

be adopted: The committee on rules may sit at any time, the reception and consideration of its report shall always be in order, debate on its adoption shall not exceed one hour, one-half hour for and one-half hour against, such time to be allotted by the majority leader and the minority leader, and no other action, except the motion for a call of the House, to adjourn or to recess, shall be in order until the vote of the Assembly is had thereon.

Debate was had.

Mr. Adler moved that said resolution be referred to the committee on rules.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

AYES 78

NOES 34

Those who voted in the affirmative were:

Adler	Dobson	Hutchinson	Miller	Smith M L
Barnes	Downs	Jacobs	Moore T C	Soule
Bartholomew	Druss	Jeffery	Moran	Stitt
Betts	Duke	Kiernan	Mullen	Taylor
Blakely	Ellsworth	Kirkland	Peck	Van Wagenen
Booth	Evans	Lattin	Porter	Warren
Borkowski	Fenner	Lewis	Rice	Webb
Brady	Frerichs	Long	Richford	Wells
Brundage	Gardner	Lown	Roosevelt	Wheelock
Campbell E C	Gempler	MacFarland	Rowe	Whitcomb
Campbell W W	Gray	Martin	Sackett	Williams
Carroll	Greenwald	Mastick	Seelbach	Witter
Chamberlin	Hager	McCleary	Smith C C	Wright
Clayton	Harrington	McGinnies	Smith J C	Yale
Cole	Harris	McWhinney	Smith T K	Zimmerman
Cowee	Hausner	Mead		

Those who voted in the negative were:

Antin	Fox	Jesse	Orr	Solomon
Aronson	Galgano	Leininger	Pette	Steinberg
Baum	Giaccone	Lyman	Rayher	Ullman
Bloch	Hackenburg	McArdle	Reiburn	Wackerman
Burchill	Hamill	McDonald	Reilly	Wallace
Dickstein	Hawkins	Merrigan	Reiss	Walsh
Donohue	Jager	Neary	Schwab	

Pursuant to motion, Mr. Ullman offered for the consideration of the House a resolution, in the words following:

Resolved, That Rule 6 of the Rules of the Assembly be and hereby is amended so as to provide that no private or local bill shall be introduced after the first day of March, or considered after the 20th day of March.

Debate was had.

Mr. Adler moved to refer said resolution to the committee on rules.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

AYES 78

NOES 34

Those who voted in the affirmative were:

Adler	Dobson	Henderson	Miller	Smith T K
Barnes	Downs	Jacobs	Moore T C	Soule
Bartholomew	Druss	Jeffery	Moran	Stitt
Betts	Duke	Kiernan	Mullen	Taylor
Blakely	Ellsworth	Kirkland	Peck	VanWagenen
Booth	Evans	Lattin	Porter	Warren
Borkowski	Fenner	Lewis	Rice	Webb
Brady	Frerichs	Long	Richford	Wells
Brundage	Gardner	Lown	Roosevelt	Wheelock
Campbell E C	Gempler	MacFarland	Rowe	Whitcomb
Campbell W W	Gray	Martin	Sackett	Williams
Carroll	Greenwald	Mastick	Seelbach	Witter
Chamberlin	Hager	McCleary	Smith C C	Wright
Clayton	Harrington	McGinnies	Smith J C	Yale
Cole	Harris	McWhinney	Smith M L	Zimmerman
Cowee	Hausner	Mead		

Those who voted in the negative were:

Antin	Fox	Jesse	Orr	Solomon
Aronson	Galgano	Leininger	Pette	Steinberg
Baum	Giaccone	Lyman	Rayher	Ullman
Bloch	Hackenburg	McArdle	Reiburn	Wackerman
Burchill	Hamill	McDonald	Reilly	Wallace
Dickstein	Hawkins	Merrigan	Reiss	Walsh
Donohue	Jager	Neary	Schwab	

The Senate returned the concurrent resolution in relation to the jurisdiction of the Federal government over the water powers of the State, with a message that they have concurred in the passage of the same without amendment.

The privileges of the floor were extended to Hon. E. Losenstein and Hon. George F. Small.

On motion of Mr. Adler, the House adjourned.

WEDNESDAY, FEBRUARY 9, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Highway Law, in relation to the designation of an ultimate and definitive system of State and county highways to be constructed and maintained by the State, and to approve a map upon which such system is designated" (No. 207, Rec. No. 17), which was read the first time and ordered to a second reading.

Said bill having been announced, Mr. McGinnies moved to amend as follows:

Page 34, line 14, after the word "at" strike out the rest of the line.

Page 34, line 15, strike out all of line 15.

Page 34, line 16, strike out line 16 to and including the word "sixty-nine".

Page 34, insert in lieu of the matter thus stricken out in italics the following: "the city of Little Falls, thence north-westerly through the hamlet of Eatonville".

Page 55, line 18, after the word "Burrells" strike out the balance of the line to but not including the period.

Page 56, line 20, strike out the words "Pipe line boulevard on south".

Page 56, line 21, strike out the words "side of Long Island railroad".

Page 56, line 21, insert in italics before the semicolon "through the southerly portion of Nassau county on a route to be determined by the commission".

Page 58, line 9, strike out "Dykeman Station" and insert in italics "Tilly Foster".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

Mr. Caulfield introduced a bill entitled "An act to amend chapter seven hundred and five of the Laws of nineteen hundred and one, entitled 'An act to make the office of sheriff of the county of Kings a salaried office, and regulating the management of said office,' in relation to the election and term of office of such sheriff" (Int. No. 566), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Civil Service Law, in relation to retirement of office holders in the competitive class and reinstatement" (Int. No. 567), which was read the first time and referred to the committee on the judiciary.

Mr. Everett introduced a bill entitled "An act to amend the Tax Law, in relation to the assessment of forest lands dedicated to continuous forest production" (Int. No. 568), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the classification of lands and forests dedicated to continuous forest production and exemption of reforested land from taxation" (Int. No. 569), which was read the first time and referred to the committee on conservation.

Mr. Franchot introduced a bill entitled "An act to amend the Civil Practice Act, in relation to the proceeds of sale of the real property of infants and incompetents" (Int. No. 570), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Code of Civil Procedure, in relation to the proceeds of sale of the real property of infants and incompetents" (Int. No. 571), which was read the first time and referred to the committee on codes.

Mr. Hackenburg introduced a bill entitled "An act to amend the Judiciary Law, in relation to opinions and memoranda by appellate courts" (Int. No. 572), which was read the first time and referred to the committee on the judiciary.

Mr. Harris introduced a bill entitled "An act to amend the Education Law, in relation to the retirement from active service of employees of boards of education, other than superintendents and teachers, in cities having a population of one hundred thousand or more" (Int. No. 573), which was read the first time and referred to the committee on public education.

Mr. Long introduced a bill entitled "An act to amend the Education Law, relating to equalization of school taxes within joint districts" (Int. No. 574), which was read the first time and referred to the committee on public education.

Mr. Martin introduced a bill entitled "An act to release the interest of the people of the State of New York in certain real estate in Oneida and Herkimer counties to Oneida Presbytery" (Int. No. 575), which was read the first time and referred to the committee on ways and means.

Mr. Sackett introduced a bill entitled "An act to provide for the erection of a State armory in the city of Canandaigua, the acquisition of a site therefor, making an appropriation therefor and providing for the issuance of certificates of indebtedness or bonds by the county of Ontario to meet certain expenses in connection therewith" (Int. No. 576), which was read the first time and referred to the committee on ways and means.

Also, "An act making appropriation for continuing the excavation and deepening of the harbor and channel and entrance thereto at the foot of Canandaigua lake in the county of Ontario, and the repair of the pier and breakwater thereat." (Int. No. 577), which was read the first time and referred to the committee on ways and means.

Miss Smith introduced a bill entitled "An act to amend the Public Health Law, in relation to the care of habitual users of narcotic drugs" (Int. No. 578), which was read the first time and referred to the committee on public health.

Also, "An act to amend the Public Health Law, in relation to narcotic drug control" (Int. No. 579), which was read the first time and referred to the committee on public health.

Mr. Stitt introduced a bill entitled "An act to amend chapter one hundred and seventy-eight of the Laws of nineteen hundred and nineteen, entitled 'An act to provide for the acquisition of lands and the construction of a tunnel or tunnels jointly with the State of New Jersey, for vehicular and pedestrian traffic under the Hudson river and between the States of New York and New Jersey, and making an appropriation therefor,' in relation to the organization of the commission and the conduct of its legal business" (Int. No. 580), which was read the first time and referred to the committee on ways and means.

Mr. Taylor introduced a bill entitled "An act to authorize the police commissioner of the city of New York to increase the pension of James M. Cusack to an amount not exceeding the salary paid to him at the date of his retirement" (Int. No. 581), which was read the first time and referred to the committee on affairs of cities.

Mr. Ullman introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing amendments to article twelve of the Constitution, relating to cities and villages, so as to regulate legislation concerning them and guarantee to them the right of municipal self-government" (Int. No. 582), which was read the first time and referred to the committee on the judiciary.

Mr. Van Wagenen introduced a bill entitled "An act to amend the Public Health Law, in relation to osteopathy" (Int. No. 583), which was read the first time and referred to the committee on public health.

Mr. Wackerman introduced a bill entitled "An act to amend the Penal Law, in relation to the sale and disposal of habit forming drugs" (Int. No. 584), which was read the first time and referred to the committee on codes.

Mr. W. W. Campbell introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the canalized Mohawk river at and near Schenectady, by reason of the alleged negligent construction and maintenance of the Vischer's Ferry dam, the six months' statute of limitations having run against said claims" (Int. No. 585), which was read the first time and referred to the committee on claims.

Mr. Martin introduced a bill entitled "An act to amend the Poor Law, in relation to price of headstones for soldiers' graves" (Int. No. 586), which was read the first time and referred to the committee on internal affairs.

Mr. Judson introduced a bill entitled "An act to amend the General City Law, in relation to the creation of purchasing departments and agencies" (Int. No. 587), which was read the first time and referred to the committee on affairs of cities.

Mr. Donohue introduced a bill entitled "An act to amend the Greater New York charter, authorizing the mayor to appoint a director of housing" (Int. No. 588), which was read the first time and referred to the committee on affairs of cities.

Mr. Mullen introduced a bill entitled "An act to amend the Real Property Law, in relation to guardian ad litem in an action to register title to real property" (Int. No. 595), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Real Property Law, in relation to notice of hearing in action to register title to real property" (Int. No. 596), which was read the first time and referred to the committee on the judiciary.

Mr. T. C. Moore introduced a bill entitled "An act to amend the Town Law, in relation to sidewalk districts in certain towns" (Int. No. 597), which was read the first time and referred to the committee on internal affairs.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Barnes (No. 269, Int. No. 267) entitled "An act in relation to the Crosby Public Library of Antwerp, New York," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Smith, T. K., Moran.

Also, Assembly bill introduced by Mr. Moran (No. 494, Int. No. 484) entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Lewis county," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Smith, T. K., Moran.

Also, Assembly bill introduced by Mr. Barnes (No. 262, Int. No. 260) entitled "An act to amend the Education Law, in relation to the appointment of a Supreme Court librarian at Watertown," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Smith, T. K., Moran. which report was agreed to, and said bills placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Gempler (No. 298, Int. No. 297) entitled "An act to amend the Public Service Commissions Law, in relation to the furnishing by street railway corporations of cars for women passengers in certain cities," reported the same with the following amendments:

On page 1, line 10, strike out the word "street". In the same line strike out the word "may" and insert in place thereof the word "shall".

On page 2, line 3, after the word "therein" insert the words "whether such lines be surface, subway or elevated lines".

and request that said bill be recommitted to said committee, which report was agreed to, and said bill ordered reprinted as amended and recommitted to said committee.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Booth (No. 428, Int. No. 419) entitled "An act to amend chapter one hundred and sixty-one of the Laws of nineteen hundred and seven, entitled 'An act to create and establish a firemen's relief and pension fund for the fire department of the city of Utica, and authorizing the granting and payment of pensions and relief therefrom,' in relation to the composition of such fund and to repeal subdivision two of section one and subdivision five of section two of such chapter," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Kirkland (No. 227, Int. No. 225) entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the compensation of assessors," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Chamberlin, Gaffers, Jesse, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Booth (No. 258, Int. No. 256) entitled "An act to amend chapter three hundred and

seven of the Laws of nineteen hundred and thirteen, entitled 'An act to extend the boundaries of the city of Utica by annexing thereto a part of the town of New Hartford, and to provide for the government of the territory so annexed,' in relation to the eleventh and thirteenth wards," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Chamberlin, Gaffers, Jesse, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Steinberg (No. 497, Int. No. 135) entitled "An act to amend the General City Law, in relation to prohibiting cities of the first class from increasing during any calendar year the compensation of any of their employees after the same shall have been fixed by and in the budget for such calendar year," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Chamberlin, Gaffers, Jesse, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Jeffery (No. 233, Int. No. 231) entitled "An act to authorize the city of North Tonawanda to issue bonds for the improvement of its waterworks system by the construction of iron water mains in its streets to replace worn out wooden pipes therein," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Chamberlin, Gaffers, Jesse, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Jeffery (No. 155, Int. No. 155) entitled "An act to amend chapter seven hundred and fifty-two of the Laws of nineteen hundred and seven, entitled 'An act to revise the charter of the city of North Tonawanda,' generally," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Chamberlin, Gaffers, Jesse, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Rayher (No. 102, Int. No. 102) entitled "An act to amend the Greater New York charter, in relation to the powers of the board of aldermen to regulate the business of selling admission tickets," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Chamberlin, Gaffers, Jesse, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Chamberlin (No. 284, Int. No. 282) entitled "An act to amend chapter six hundred and eighty-four of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of public works of the city of Syracuse,' in relation to the assessment of pavements and sewers," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Chamberlin, Gaffers, Jesse, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Chamberlin (No. 282, Int. No. 280) entitled "An act to amend chapter five hundred and thirty-three of the Laws of nineteen hundred and twelve, entitled 'An act to provide for the relief of the city of Syracuse from crossings at grade of the streets, avenues and public grounds therein by railroads operated by steam,' in relation to commissioners," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Chamberlin, Gaffers, Jesse, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Chamberlin (No. 285, Int. No. 283) entitled "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse,' in relation to the disposition of the proceeds of bonds," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Chamberlin, Gaffers, Jesse, McArdle, Kiernan.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Bly (No. 279, Int. No. 277) entitled "An act to amend the Greater New York charter, in relation to the pattern and price of water meters," reported in favor of the passage of the same with the following amendment:

Page 3, line 15, after the period insert, in italics "The determination of the chief engineer of such department in disapproving any such water meter shall be subject to review by the board of standards and appeals".

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Chamberlin, Gaffers, McArdle, Kiernan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Chamberlin (No. 283, Int. No. 281) entitled "An act to amend chapter four hundred and forty-eight of the Laws of nineteen hundred and eighteen, entitled 'An act in relation to the department of public works of the city of Syracuse,' in relation to condemnation of lands for local improvements," reported in favor of the passage of the same with the following amendments:

Page 5, strike out italics on lines 9 to 13, inclusive, and insert in place thereof, in italics, "On filing the oaths of said commissioners in the office of the clerk of Onondaga county there shall vest in the city of Syracuse title in fee simple, or such qualified fee as may be sought, in and to the real estate described in the petition."

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Chamberlin, Gaffers, Jesse, McArdle, Kiernan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Ellsworth

(No. 225, Int. No. 223) entitled "An act to amend the Town Law, in relation to certain town charges in Franklin county," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Jacobs (No. 91, Int. No. 91) entitled "An act to amend the Highway Law, in relation to the improvement, partly at county expense, of State routes to be constructed or improved with Federal aid," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. C. C. Smith (No. 424, Int. No. 415) entitled "An act to amend chapter fifty-three of the Laws of eighteen hundred and eighty-two, entitled 'An act to provide for erecting and completing an addition to the town hall in Saratoga Springs,' in relation to the duties of the supervisor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Ellsworth (No. 450, Int. No. 441) entitled "An act for the relief of the towns of Harrietstown, Santa Clara, Brighton and Franklin, in the county of Franklin, on account of expenses incurred in the removal of brush from highways adjoining State lands," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Bartholomew, Ellsworth.

which report was agreed to, and said bills placed on the order of second reading.

Mr. McWhinney, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. Downs (No. 493, Int. No. 483) entitled "An act giving power to the trustees of the village of Bellport, Suffolk county, New York, to

lease a portion of Bellport avenue, known as the dock, extending into Great South bay at the foot of Bellport avenue in such village to the Bellport Bay Yacht Club, Incorporated, for a club house," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Judson, Hunter, Rice, Evans, Ellsworth, Gray.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Wells, from the committee on military affairs, to which was referred Assembly bill introduced by Mr. Wells (No. 320, Int. No. 319) entitled "An act to amend the Military Law, in relation to pensions," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wells, Webb, Steinberg, Fox, Wheelock, Roosevelt, Carroll, Walsh.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Neary (No. 311, Int. No. 310) entitled "An act to amend the Penal Law, in relation to the wearing of military badges, insignia, clasps, rosettes and buttons."

Also, the bill introduced by Mr. T. K. Smith (No. 159, Int. No. 159) entitled "An act to amend the Penal Law, in relation to ticket speculators."

Also, the bill introduced by Mr. Zimmerman (No. 542, Int. No. 75) entitled "An act to amend the Village Law, in relation to ordinances regulating the use and construction of electric light and power wiring."

Also, the bill introduced by Mr. Donohue (No. 27, Int. No. 27) entitled "An act to amend the Penal Law, in relation to the prohibition of the use of device of arms of the State on certain vehicles."

Also, the bill introduced by Mr. Steinberg (No. 193, Int. No. 193) entitled "An act to amend the Penal Law, in relation to failure to protect horses from slipping," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Martin (No. 499, Int. No. 388) entitled "An act to change the name of 'The Utica Female Academy' to 'Utica Country Day School,' defining the powers and duties of such corporation, and repealing certain acts relating thereto," reported the same with the following recommendations:

Page 3, line 12, strike out "one" and insert "two".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Dickstein (No. 26, Int. No. 26) entitled "An act to amend the Municipal Court Act of the City of New York, in relation to the district for the commencement of an action for the rental value, use or occupation of real property," reported the same with the following recommendations:

Page 1, line 1 of title, strike out "Municipal Court Act of the City of" and after "York" insert "City Municipal Court Code,".

Page 2, line 12, after "agency" insert "established for the transaction of business, or is".

Same page, line 18, after "be" insert "made".

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Miss M. L. Smith offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 183, Int. No. 138) entitled "An act providing for the payment of the bonus provided in chapter eight hundred and seventy-two of the Laws of nineteen hundred and twenty."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Miss M. L. Smith moved to amend as follows:

Page 1, between the enacting clause and line 1 insert "Section 1. The commission hereby created shall be known as the New York State Bonus Commission."

Page 1, strike out lines 1 to 10, both inclusive.

Page 2, strike out lines 1 to 20, both inclusive, and substitute the following:

"§ 2. Commission and employees. The special commission provided for by chapter eight hundred and seventy-two of the Laws of nineteen hundred and twenty shall consist of the Adjutant-General, who shall be the chairman of said commission, the Comptroller and the Attorney-General. The commissioners so appointed shall hold office until the duties of the commission have been completed. Each member of the commission shall serve without pay but shall be allowed his actual and necessary traveling and other expenses incurred by him in the performance of his official duties. The commission shall appoint and at pleasure remove a secretary and such auditors, clerks, stenographers and other employees as may be necessary and fix the compensation of such employees. In the exercise of its powers and the performance of its duties, the commission shall be deemed a bureau of the Adjutant-General's office, and the Adjutant-General shall be the sole administrative officer of the commission. The commission in appointing employees shall give preference to persons who were in the service of the United States in the war with the German Empire and its allies, within the meaning of section five of chapter eight hundred and seventy-two of the Laws of nineteen hundred and twenty."

Page 2, line 21, strike out "2" and insert "3".

Line 22, strike out all after the comma.

Line 23, strike out down to and including "shall".

Page 3, between lines 12 and 13 insert the following:

"§ 4. Proving residence. Where the chief of police, the mayor of a city, the assessor of a city or town, the clerk of a city or county, the sheriff or a commissioner of elections or any justice of the Supreme Court, the county court or any municipal court, shall make a sworn statement as to the residence of a person claiming a bonus or of one for whom a dependent claims such bonus, such statement, in the absence of fraud, shall be accepted by the bonus commission.

"§ 5. When application to be made. Applications for the bonus provided for by chapter eight hundred and seventy-two of the Laws of nineteen hundred and twenty, shall be made to the commission not later than January first, nineteen hundred and twenty-two."

Line 13, change "3" to "6".

Page 3, between lines 20 and 21, insert the following:

"§ 7. Penalty for false statement. Whoever intentionally makes a false statement, oral or written, relating to a material fact supporting a claim under the provisions of this act, shall be

punished by a fine of not more than one thousand dollars, or by imprisonment for not more than three years or by both such fine and imprisonment. Offenses under this act may be prosecuted by the Attorney-General or under his direction and all fines collected hereunder shall be paid into the State treasury and shall be credited to the disability fund provided for by section four of chapter eight hundred and seventy-two of the Laws of nineteen hundred and twenty."

Page 3, line 21, change "4" to "8".

Line 23, strike out all after "any" and all of line 24 and insert "moneys realized from the sale of bonds provided for in chapter eight hundred and seventy-two of the Laws of nineteen hundred and twenty of this act."

Line 25, change "5" to "9".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Miss M. L. Smith, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 410, Int. No. 101) entitled "An act to amend the Highway Law, in relation to the designation of an ultimate and definitive system of State and county highways to be constructed and maintained by the State, and to approve a map upon which such system is designated," having been announced for a second reading,

On motion of Mr. Wheelock, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 26, Int. No. 26) entitled "An act to amend the Municipal Court Act of the City of New York, in relation to the district for the commencement of an action for the rental value, use or occupation of real property," was read the second time.

On motion of Mr. Dickstein, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 27, Int. No. 27) entitled "An act to amend the Penal Law, in relation to the prohibition of the use of device of arms of the State on certain vehicles," was read the second time.

On motion of Mr. Donohue, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 311, Int. No. 310) entitled "An act to amend the Penal Law, in relation to the wearing of military badges, insignia, clasps, rosettes and buttons," was read the second time.

On motion of Mr. Neary, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 159, Int. No. 159) entitled "An act to amend the Penal Law, in relation to ticket speculators," was read the second time.

On motion of Mr. T. K. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 193, Int. No. 193) entitled "An act to amend the Penal Law, in relation to failure to protect horses from slipping," was read the second time.

On motion of Mr. Steinberg, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 542, Int. No. 75) entitled "An act to amend the Village Law, in relation to ordinances regulating the use and construction of electric light and power wiring," was read the second time.

On motion of Mr. Zimmerman, said bill was placed on the order of third reading and referred to the committee on revision.

By unanimous consent, Mr. McGinnies offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of Senate bill (No. 53, Rec. No. 13) entitled "An act in relation to the consolidation of certain positions, and revision of salaries, in the office force of the Executive Department, and to reappropriate certain moneys therefor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. McGinnies, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. McGinnies, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harris	McCleary	Seelbach
Antin	Dickstein	Hausner	McDonald	Smith C C
Aronson	Donohue	Hawkins	McGinnies	Smith J C
Barnes	Downs	Hunter	McWhinney	Smith M L
Bartholomew	Druss	Hutchinson	Mead	Smith T K
Baum	Duke	Jacobs	Merrigan	Solomon
Betts	Ellsworth	Jager	Miller	Soule
Blakely	Evans	Jeffery	Moore T C	Steinberg
Bloch	Everett	Jenks	Moran	Stitt
Blodgett	Fenner	Jesse	Morrissey	Taylor
Bly	Finch	Judson	Mullen	Trahan
Booth	Fox	Kelly	Neary	Van Wagenen
Borkowaki	Frerichs	Kiernan	Orr	Wackerman
Brady	Gaffers	Kirkland	Peck	Wallace
Brooks	Gage	Lattin	Pette	Walsh
Burchill	Galgano	Leininger	Porter	Warren
Campbell E O	Gardner	Lewis	Rayher	Webb
Campbell W W	Gempler	Long	Reiburn	Wells
Carroll	Giaccone	Lord	Reiss	Wheelock
Caulfield	Gray	Lown	Rice	Whitcomb
Chamberlin	Greenwald	Lyman	Richford	Williams
Cheney	Hackenburg	MacFarland	Roosevelt	Witter
Clayton	Hager	Martin	Rowe	Wright
Cole	Hamill	Mastick	Sackett	Yale
Cosgrove	Harrington	McArdle	Schwab	Zimmerman
Cowee				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 162, Int. No. 162) entitled "An act in relation to the consolidation of certain positions, and revision of salaries, in the office force of the Executive Department, and to reappropriate certain moneys therefor," having been announced for a third reading,

On motion of Mr. McGinnies, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 271, Int. No. 269) entitled "An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and eleven, entitled 'An act to amend, consolidate and revise the several acts relative to the city of Amsterdam,' generally," having been announced,

Mr. McCleary moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 3, line 19, strike out "forty-four" and insert "forty-three".

Page 3, line 20, strike out "chapter" where it last occurs and insert "section".

Page 6, line 5, strike out all but the word "police".

Page 6, line 6, after the last comma insert "salary fund, lighting fund, printing fund, printing and publishing fund,".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Blakely, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 241, Int. No. 239) entitled "An act to amend the Highway Law, in relation to laying out highways," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harris	McCleary	Seelbach
Antin	Dickstein	Hausner	McDonald	Smith C C
Aronson	Donohue	Hawkins	McGinnies	Smith J C
Barnes	Downs	Hunter	McWhinney	Smith M L
Bartholomew	Druss	Hutchinson	Mead	Smith T K
Baum	Duke	Jacobs	Merrigan	Solomon
Betts	Ellsworth	Jager	Miller	Soule
Blakely	Evans	Jeffery	Moore T C	Steinberg
Bloch	Everett	Jenks	Moran	Stitt
Blodgett	Fenner	Jesse	Morrissey	Taylor
Bly	Finch	Judson	Mullen	Trahan
Booth	Fox	Kelly	Neary	VanWagenen
Borkowski	Frerichs	Kiernan	Orr	Wackerman
Brady	Gaffers	Kirkland	Peck	Wallace
Brooks	Gage	Lattin	Pette	Walsh
Burchill	Galgano	Leininger	Porter	Warren
Campbell E C	Gardner	Lewis	Rayher	Webb
Campbell W W	Gempler	Long	Reiburn	Wells
Carroll	Giaccone	Lord	Reiss	Wheelock
Caulfield	Gray	Lown	Rice	Whitcomb
Chamberlin	Greenwald	Lyman	Richford	Williams
Cheney	Hackenburg	MacFarland	Roosevelt	Witter
Clayton	Hager	Martin	Rowe	Wright
Cole	Hamill	Mastick	Sackett	Yale
Cosgrove	Harrington	McArdle	Schwab	Zimmerman
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 51, Int. No. 51) entitled "An act to amend chapter eighty-three of the Laws of nineteen hundred and one, entitled 'An act to provide for the improvement of the public highways in the county of Orange,' in relation to the amount and rate of interest on bonds to be issued under such act," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harris	McCleary	Seelbach
Antin	Dickstein	Hausner	McDonald	Smith C C
Aronson	Donohue	Hawkins	McGinnies	Smith J C
Barnes	Downs	Hunter	McWhinney	Smith M L
Bartholomew	Druss	Hutchinson	Mead	Smith T K
Baum	Duke	Jacobs	Merrigan	Solomon
Betts	Ellsworth	Jager	Miller	Soule
Blakely	Evans	Jeffery	Moore T C	Steinberg
Bloch	Everett	Jenks	Moran	Stitt
Blodgett	Fenner	Jesse	Morrissey	Taylor
Bly	Finch	Judson	Mullen	Trahan
Booth	Fox	Kelly	Neary	VanWagenen
Borkowski	Frerichs	Kiernan	Orr	Wackerman
Brady	Gaffers	Kirkland	Peck	Wallace
Brooks	Gage	Lattin	Pette	Walsh
Burchill	Galgano	Leininger	Porter	Warren
Campbell E C	Gardner	Lewis	Rayher	Webb
Campbell W W	Genpler	Long	Reiburn	Wells
Carroll	Giaccone	Lord	Reiss	Wheelock
Caulfield	Gray	Lown	Rice	Whitcomb
Chamberlin	Greenwald	Lvman	Richford	Williams
Cheney	Hackenburg	MacFarland	Roosevelt	Witter
Clayton	Hager	Martin	Rowe	Wright
Cole	Hamill	Mastick	Sackett	Yale
Cosgrove	Harrington	McArdle	Schwab	Zimmerman
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 154, Int. No. 154) entitled "An act to amend chapter thirty-seven of the Laws of eighteen hundred and forty-

seven, entitled 'An act to amend an act incorporating the village of Alexander,' in relation to powers of trustees relative to street lighting," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harris	McCleary	Seelbach
Antin	Dickstein	Hausner	McDonald	Smith C C
Aronson	Donohue	Hawkins	McGinnies	Smith J C
Barnes	Downs	Hunter	McWhinney	Smith M L
Bartholomew	Druss	Hutchinson	Mead	Smith T K
Baum	Duke	Jacobs	Merrigan	Solomon
Betts	Ellsworth	Jager	Miller	Soule
Blakely	Evans	Jeffery	Moore T C	Steinberg
Bloch	Everett	Jenks	Moran	Stitt
Blodgett	Fenner	Jesse	Morrissey	Taylor
Bly	Finch	Judson	Mullen	Trahan
Booth	Fox	Kelly	Neary	VanWagenen
Borkowski	Frerichs	Kiernan	Orr	Wackerman
Brady	Gaffers	Kirkland	Peck	Wallace
Brooks	Gage	Lattin	Pette	Walsh
Burchill	Galgano	Leininger	Porter	Warren
Campbell E C	Gardner	Lewis	Rayher	Webb
Campbell W W	Gempier	Long	Reiburn	Wells
Carroll	Giaccone	Lord	Reiss	Wheelock
Caulfield	Gray	Lown	Rice	Whitcomb
Chamberlin	Greenwald	Lyman	Richford	Williams
Cheney	Hackenburg	MacFarland	Roosevelt	Witter
Clayton	Hager	Martin	Rowe	Wright
Cole	Hamill	Mastick	Sackett	Yale
Cogrove	Harrington	McArdle	Schwab	Zimmerman
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. T. K. Smith offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of Senate bill (No. 221, Rec. No. 2) entitled "An act to amend the Judiciary Law, in relation to stenographers to county courts."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. T. K. Smith, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. T. K. Smith, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123

NOES 3

Those who voted in the affirmative were:

Adler	Crews	Harris	McDonald	Smith C C
Antin	Dickstein	Hausner	McGinnies	Smith J C
Aronson	Donohue	Hawkins	McWhinney	Smith M L
Barnes	Downs	Hunter	Mead	Smith T K
Bartholomew	Druss	Hutchinson	Merrigan	Solomon
Baum	Duke	Jacobs	Miller	Soule
Betts	Ellsworth	Jager	Moore T C	Steinberg
Blakely	Evans	Jeffery	Moran	Stitt
Bloch	Everett	Jenks	Morrissey	Taylor
Blodgett	Fenner	Jesse	Mullen	Trahan
Bly	Finch	Judson	Neary	VanWagenen
Booth	Fox	Kelly	Orr	Wackerman
Borkowski	Frerichs	Kiernan	Peck	Wallace
Brady	Gaffers	Kirkland	Pette	Walsh
Brooks	Gage	Lattin	Porter	Warren
Burchill	Galgano	Lewis	Rayher	Webb
Campbell E C	Gardner	Long	Reiburn	Wells
Campbell W W	Gempler	Lord	Reiss	Wheelock
Carroll	Giaccone	Lown	Rice	Whitcomb
Chamberlin	Gray	Lyman	Richford	Williams
Cheney	Greenwald	MacFarland	Roosevelt	Witter
Clayton	Hackenburg	Martin	Rowe	Wright
Cole	Hager	Mastick	Sackett	Yale
Cosgrove	Hamill	McArdle	Seelbach	Zimmerman
Cowee	Harrington	McCleary		

Those who voted in the negative were:

Caulfield Leininger Schwab

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 187, Int. No. 187) entitled "An act to amend the Judiciary Law, in relation to stenographers to county courts," having been announced for a third reading,

On motion of Mr. T. K. Smith, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 220, Int. No. 218) entitled "An act in relation to the conveyance and dedication, as public streets, of certain lanes or alleys in the village of Endicott, in the county of Broome," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harris	McCleary	Seelbach
Antin	Dickstein	Hausner	McDonald	Smith C C
Aronson	Donohue	Hawkins	McGinnies	Smith J C
Barnes	Downs	Hunter	McWhinney	Smith M L
Bartholomew	Druss	Hutchinson	Mead	Smith T K
Baum	Duke	Jacobs	Merrigan	Solomon
Betts	Ellsworth	Jager	Miller	Soule
Blakely	Evans	Jeffery	Moore T C	Steinberg
Bloch	Everett	Jenks	Moran	Stitt
Blodgett	Fenner	Jesse	Morrissey	Taylor
Bly	Finch	Judson	Mullen	Trahan
Booth	Fox	Kelly	Neary	VanWagenen
Borkowski	Frerichs	Kiernan	Orr	Wackerman
Brady	Gaffers	Kirkland	Peck	Wallace
Brooks	Gage	Lattin	Pette	Walsh
Burchill	Galgano	Leininger	Porter	Warren
Campbell E C	Gardner	Lewis	Rayher	Webb
Campbell W W	Gempler	Long	Reiburn	Wells
Carroll	Giaccone	Lord	Reiss	Wheelock
Caulfield	Gray	Lown	Rice	Whitcomb
Chamberlin	Greenwald	Lyman	Richford	Williams
Cheney	Hackenburg	MacFarland	Roosevelt	Witter
Clayton	Hager	Martin	Rowe	Wright
Cole	Hamill	Mastick	Sackett	Yale
Cosgrove	Harrington	McArdle	Schwab	Zimmerman
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 277, Int. No. 275) entitled "An act to amend the Agricultural Law, in relation to the sale and analysis of concentrated commercial feeding stuffs," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harris	McCleary	Seelbach
Antin	Dickstein	Hausner	McDonald	Smith C C
Aronson	Donohue	Hawkins	McGinnies	Smith J C
Barnes	Downs	Hunter	McWhinney	Smith M L
Bartholomew	Druss	Hutchinson	Mead	Smith T K
Baum	Duke	Jacobs	Merrigan	Solomon
Betts	Ellsworth	Jager	Miller	Soule
Blakely	Evans	Jeffery	Moore T C	Steinberg
Bloch	Everett	Jenks	Moran	Stitt
Blodgett	Fenner	Jesse	Morrissey	Taylor
Bly	Finch	Judson	Mullen	Trahan
Booth	Fox	Kelly	Neary	VanWagenen
Borkowski	Frerichs	Kiernan	Orr	Wackerman
Brady	Gaffers	Kirkland	Peck	Wallace
Brooks	Gage	Lattin	Pette	Walsh
Burchill	Galgano	Leininger	Porter	Warren
Campbell E C	Gardner	Lewis	Rayher	Webb
Campbell W W	Gempler	Long	Reiburn	Wells
Carroll	Giaccone	Lord	Reiss	Wheelock
Caulfield	Gray	Lown	Rice	Whitcomb
Chamberlin	Greenwald	Lyman	Richford	Williams
Cheney	Hackenburg	MacFarland	Roosevelt	Witter
Clayton	Hager	Martin	Rowe	Wright
Cole	Hamill	Mastick	Sackett	Yale
Cosgrove	Harrington	McArdle	Schwab	Zimmerman
Covee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 323, Int. No. 322) entitled "An act to legalize and validate the acts and proceedings of the village of Depew, its voters, officers and agents, in relation to the issuance of seventy thousand dollars paving bonds; to authorize the issuance and sale of said bonds, and to provide for raising annually by tax a

sum necessary and sufficient to pay the principal and interest of such bonds as they become due," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harris	McCleary	Seelbach
Antin	Dickstein	Hausner	McDonald	Smith C C
Aronson	Donohue	Hawkins	McGinnies	Smith J C
Barnes	Downs	Hunter	McWhinney	Smith M L
Bartholomew	Druss	Hutchinson	Mead	Smith T K
Baum	Duke	Jacobs	Merrigan	Solomon
Betts	Ellsworth	Jager	Miller	Soule
Blakely	Evans	Jeffery	Moore T C	Steinberg
Bloch	Everett	Jenks	Moran	Stitt
Blodgett	Fenner	Jesse	Morrissey	Taylor
Bly	Finch	Judson	Mullen	Trahan
Booth	Fox	Kelly	Neary	VanWagenen
Borkowski	Frerichs	Kiernan	Orr	Wackerman
Brady	Gaffers	Kirkland	Peck	Wallace
Brooks	Gage	Lattin	Pette	Walsh
Burchill	Galgano	Leininger	Porter	Warren
Campbell E C	Gardner	Lewis	Rayher	Webb
Campbell W W	Gempler	Long	Reiburn	Wells
Carroll	Giaccone	Lord	Reiss	Wheelock
Caulfield	Gray	Lown	Rice	Whitcomb
Chamberlin	Greenwald	Lyman	Richford	Williams
Cheney	Hackenburg	MacFarland	Roosevelt	Witter
Clayton	Hager	Martin	Rowe	Wright
Cole	Hamill	Mastick	Sackett	Yale
Cugrove	Harrington	McArdle	Schwab	Zimmerman
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed to wait upon the Senate and inform that Honorable Body that the Assembly will be ready at the time set by concurrent resolution to meet in joint assembly for the purpose of comparing journals in relation to the election of Regents and Member of the Council of Farms and Markets.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Adler and Donohue.

Mr. Adler, from the committee appointed to wait upon the Senate, and inform that Honorable Body that the Assembly would be ready at the time prescribed by concurrent resolution to meet in joint assembly for the purpose of comparing journals in relation to the election of Regents of the University; also in relation to the election of a member of the Council of Farms and Markets, returned and reported that they had performed that duty.

Senators Bloomfield and McCue, a committee on the part of the Senate, appeared before the Assembly and announced that the Senate would be ready to meet in joint assembly at the time prescribed by concurrent resolution to compare journals in relation to the election of Regents of the University; also in relation to the election of a member of the Council of Farms and Markets.

The hour of twelve o'clock, noon, having arrived the Senate thereupon appeared in the Assembly Chamber, whereupon the Lieutenant-Governor declared the Senate and Assembly were in joint assembly for the purpose of electing a Regent of the University in place of William J. Wallin of the city of Yonkers, county of Westchester, Ninth Judicial District, whose term of office is about to expire. Also, a Regent of the University in place of William Nottingham of the city of Syracuse, county of Onondaga, Fifth Judicial District, deceased, whose term of office would have expired on the first day of April, 1930.

Also, a member of the Council of Farms and Markets in place of May B. Van Arsdale of the city of New York, borough of Manhattan, First Judicial District, whose term of office is about to expire.

The Clerk of the Senate then read the journal of the Senate in relation to the election of Regents of the University; the Clerk of the Assembly then read the journal of the Assembly in relation to the election of Regents of the University.

The journals of the two Houses being found to agree on the name of William J. Wallin, the Lieutenant-Governor announced and declared William J. Wallin of the city of Yonkers, county of

Westchester, Ninth Judicial District, duly elected a Regent of the University for a term of twelve years, beginning on the first day of April, 1921.

The journals of the two Houses being found to agree on the name of William P. Baker, the Lieutenant-Governor announced and declared William P. Baker of the city of Syracuse, county of Onondaga, Fifth Judicial District, duly elected a Regent of the University in place of William Nottingham, deceased, whose term of office would have expired on the first day of April, 1930.

The Lieutenant-Governor then declared the Senate and Assembly in joint assembly for the purpose of electing a member of the Council of Farms and Markets in place of May B. Van Arsdale, whose term of office is about to expire.

The Clerk of the Senate then read the journal of the Senate in relation to the election of a member of the Council of Farms and Markets; the Clerk of the Assembly then read the journal of the Assembly in relation to the election of a member of the Council of Farms and Markets.

The journals of the two Houses being found to agree on the name of May B. Van Arsdale, the Lieutenant-Governor announced and declared May B. Van Arsdale of the city of New York, borough of Manhattan, First Judicial District, duly elected a member of the Council of Farms and Markets for a term of ten years beginning on the first day of April, 1921.

The Senate thereupon retired from the Assembly Chamber.

Mr. Speaker announced that the Senate and Assembly having met in joint assembly for the purpose of comparing journals relative to the election of Regents of the University in place of William J. Wallin, the journals of the two Houses being found to agree on the name of William J. Wallin, the Lieutenant-Governor declared William J. Wallin of the city of Yonkers, county of Westchester, Ninth Judicial District, duly elected a Regent of the University for a term of twelve years beginning on the first day of April, 1921.

The Speaker also announced that the Senate and Assembly having met in joint assembly for the purpose of comparing journals relative to the election of a Regent of the University in place of William Nottingham, deceased, the journals of the two

Houses being found to agree on the name of William P. Baker, the Lieutenant-Governor declared William P. Baker of the city of Syracuse, county of Onondaga, Fifth Judicial District, duly elected a Regent of the University to succeed William Nottingham, deceased, whose term of office would have expired on the first day of April, 1930.

Mr. Speaker also announced that the Senate and Assembly having met in joint assembly for the purpose of comparing journals relative to the election of a Member of the Council of Farms and Markets in place of May B. Van Arsdale, the Lieutenant-Governor declared May B. Van Arsdale of the city of New York, borough of Manhattan, First Judicial District, duly elected a Member of the Council of Farms and Markets for a term of ten years beginning on the first day of April, 1921.

On motion of Mr. Adler, the House adjourned.

THURSDAY, FEBRUARY 10, 1921

The House met pursuant to adjournment.

Mr. McGinnies in the chair.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Jenks, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Highway Law, in relation to laying out highways" (No. 107, Rec. No. 18), which was read the first time and referred to the committee on internal affairs.

"An act to amend chapter eighty-three of the Laws of nineteen hundred and one, entitled 'An act to provide for the improvement of the public highways in the county of Orange,' in relation to the amount of and rate of interest on bonds to be issued under such act" (No. 15, Rec. No. 19), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Greater New York charter, in relation to extraordinary expenditures by the board of health in case of impending pestilence" (No. 171, Rec. No. 20), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter five hundred and fifty of the Laws of nineteen hundred and eleven, entitled 'An act authorizing and empowering the city of Mount Vernon to issue bonds for the purpose of paying its proportionate share of the expense of eliminating grade crossings in the city of Mount Vernon,' in relation to increasing the amount of such bonds and the interest they may bear" (No. 93, Rec. No. 21), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to limitation of indebtedness" (No. 92, Rec. No. 22), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter three hundred and sixty-one of the Laws of nineteen hundred and nine, entitled 'An act relating to the repaving of streets and highways in the city of Mount Vernon which have once been paved at the expense of abutting property, in whole or in part, and authorizing such city to raise money therefor by the issue of bonds,' in relation to increasing the amount of such bonds" (No. 91, Rec. No. 23), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter four hundred and forty-eight of the Laws of nineteen hundred and eighteen, entitled 'An act in relation to the department of the public works of the city of Syracuse,' in relation to condemnation of lands for local improvements" (No. 321, Rec. No. 24), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the city of Buffalo to issue bonds for the purpose of constructing, enlarging, extending, improving, altering, remodeling, repairing, rebuilding and equipping the library buildings of the Grosvenor library of the city of Buffalo" (No. 164, Rec. No. 25), which was read the first time and referred to the committee on affairs of cities.

"An act to legalize and validate the acts and proceedings of the village of Depew, its voters, officers and agents, in relation to the issuance of paving bonds in the amount of seventy thousand dollars; to authorize the issuance and sale of said bonds, and to provide for raising annually by tax a sum necessary and sufficient to pay the principal and interest of such bonds as they become due" (No. 339, Rec. No. 26), which was read the first time and referred to the committee on the judiciary.

"An act to validate the acts and proceedings of the city of Lackawanna, its voters, officers and agents, in relation to the issuance of bonds of such city in the amount of one hundred thousand dollars, issued for the construction of a permanent community memorial building, and to provide for the issuance, sale and payment of such bonds" (No. 338, Rec. No. 27), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter five hundred and fifty-three of the Laws of nineteen hundred and eighteen, entitled 'An act to provide for acquiring an option on a new site for the Cortland State Normal and Training School, and making an appropriation therefor,' relative to the acquisition of lands as a site for such school" (No. 52, Rec. No. 28), which was read the first time and referred to the committee on ways and means.

"An act for the relief of the town of Bleecker, in the county of Fulton" (No. 137, Rec. No. 29), which was read the first time and referred to the committee on internal affairs.

"An act for the relief of the town of Ephratah, in the county of Fulton" (No. 138, Rec. No. 30), which was read the first time and referred to the committee on internal affairs.

"An act to amend chapter two hundred of the Laws of eighteen hundred and fifty-four, entitled 'An act declaring a part of the West Canada creek, and its branches, a public highway, and regulating the passage of logs and lumber down the same, and for the improvement of said streams,' generally" (No. 213, Rec. No. 31), which was read the first time and referred to the committee on conservation.

"An act to amend the Greater New York charter, in relation to making more specific the powers of the commissioner of public welfare of the city of New York in the collection of money for

the support of poor persons from relatives and the property or estate of such poor persons" (No. 205, Rec. No. 32), which was read the first time and referred to the committee on affairs of cities.

"An act in relation to tax sales heretofore made by the treasurer of the county of Franklin" (No. 136, Rec. No. 33), which was read the first time and referred to the committee on internal affairs.

"An act to repeal chapter thirty-nine of the Laws of eighteen hundred and fifty-five, entitled 'An act to reduce the expenses of recording conveyances of real estate, in the counties of Chautauqua, Saint Lawrence and Onondaga'" (No. 125, Rec. No. 34), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Town Law, in relation to certain town charges in Franklin county" (No. 101, Rec. No. 35), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Arbitration Law, in relation to arbitration agreements" (No. 98, Rec. No. 36), which was read the first time and referred to the committee on the judiciary.

Mr. Brady introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claims of Louise L. Groess and George E. Groess against the State for damages alleged to have been sustained by them on July nineteenth, nineteen hundred and nineteen, growing out of personal injuries received by Louise L. Groess while sitting on a public bench located in grounds surrounding the State School for the Blind, located at Batavia, New York, by reason of the breaking of a large limb from a tree located therein, and to render judgment therefor" (Int. No. 598), which was read the first time and referred to the committee on claims.

Mr. Brundage introduced a bill entitled "An act to amend the Highway Law, in relation to auto trucks and trailers" (Int. No. 599), which was read the first time and referred to the committee on internal affairs.

Also, "An act to authorize the city of Newburgh to close portions of public streets in said city and to convey the same to the

West Shore Railroad Company" (Int. No. 600), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter five hundred and ninety of the Laws of nineteen hundred and seventeen, entitled 'An act to provide a charter for the city of Newburgh,' in relation to wards" (Int. No. 601), which was read the first time and referred to the committee on affairs of cities.

Mr. Donohue introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing amendments to article twelve of the Constitution, so as to provide for a system of home rule in cities" (Int. No. 602), which was read the first time and referred to the committee on the judiciary.

Mr. Duke introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to bail" (Int. No. 603), which was read the first time and referred to the committee on codes.

Mr. Gardner introduced a bill entitled "An act to amend the Insurance Law, in relation to mutual fire insurance corporations" (Int. No. 604), which was read the first time and referred to the committee on insurance.

Also, "An act to amend the Insurance Law, in relation to marine insurance corporations" (Int. No. 605), which was read the first time and referred to the committee on insurance.

Mr. Jenks introduced a bill entitled "An act to amend the Judiciary Law, in relation to adjournments of court, jurors and court attendants" (Int. No. 606), which was read the first time and referred to the committee on the judiciary.

Mr. Kiernan introduced a bill entitled "An act to amend the Military Law, in relation to certain State officers and employees who served in the Federal military, naval or marine service during the World War" (Int. No. 607), which was read the first time and referred to the committee on military affairs.

Mr. Mastick introduced a bill entitled "An act to amend chapter six hundred and sixty-seven of the Laws of nineteen hundred and ten, entitled 'An act to amend, revise and consolidate the charter of the village of Ossining,' in relation to the compensation of officers and employees of the village of Ossining" (Int. No. 608),

which was read the first time and referred to the committee on affairs of villages.

Mr. McArdle introduced a bill entitled "An act to provide relief in an emergency existing in the city of New York, due to lack of housing; and to enable the city of New York to provide means to encourage the construction of new dwellings, apartment and tenement houses in said city, during such emergency" (Int. No. 609), which was read the first time and referred to the committee on affairs of cities.

Mr. McWhinney introduced a bill entitled "An act to authorize the board of education of union free school district number nine of the town of Hempstead, and the village of Freeport, or either of them, to acquire all or any part of the old cemetery known as the Freeport cemetery in the village of Freeport, adjoining property of the First Presbyterian church and the property of such district now used for high school purposes, for school purposes or for the establishment of a public park or for village purposes or for any or all of such purposes, and to provide for the removal of remains in such cemetery and the reinterment thereof" (Int. No. 610), which was read the first time and referred to the committee on the judiciary.

Also, "An act to detach a portion of the village of Malverne and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon" (Int. No. 611), which was read the first time and referred to the committee on affairs of villages.

Mr. McLoughlin introduced a bill entitled "An act to amend the Public Health Law, in relation to narcotic drug control" (Int. No. 612), which was read the first time and referred to the committee on public health.

Mr. Mead introduced a bill entitled "An act to amend chapter seven hundred and fifty-five of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the Port Jervis Water Works Company,' as amended, in relation to increasing the capital stock" (Int. No. 613), which was read the first time and referred to the committee on the judiciary.

Mr. Merrigan introduced a bill entitled "An act to amend the Election Law, in relation to the membership of the State com-

mittee of a party" (Int. No. 614), which was read the first time and referred to the committee on the judiciary.

Mr. Morrissey introduced a bill entitled "An act to amend the General Corporation Law, in relation to revival of corporate existence" (Int. No. 615), which was read the first time and referred to the committee on the judiciary.

Mr. Reiburn introduced a bill entitled "An act to amend the Tax Law, in relation to exemption from taxation where dwelling, tenement and apartment improvements are erected under the control and direction of a municipal board or commission as trustees to provide relief in emergency due to lack of housing in cities of the first class" (Int. No. 616), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Steinberg introduced a bill entitled "An act to amend the Judiciary Law, providing for the appointment of a general clerk to the justices of the Supreme Court in the first judicial district, and prescribing the duties of such clerk" (Int. No. 617), which was read the first time and referred to the committee on the judiciary.

Mr. Trahan introduced a bill entitled "An act to amend the Village Law, in relation to the retirement of policemen in certain counties" (Int. No. 618), which was read the first time and referred to the committee on affairs of villages.

Mr. Walsh introduced a bill entitled "An act to amend the Greater New York charter, relating to the administration of the sinking fund" (Int. No. 619), which was read the first time and referred to the committee on affairs of cities.

Mr. Whitcomb introduced a bill entitled "An act to amend section two-hundred and forty-five of article eight of chapter six hundred and sixty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act to supplement the general laws applicable to the government of the city of Binghamton, and to revise and consolidate the local laws relating thereto,' in relation to the clerk of the city court" (Int. No. 620), which was read the first time and referred to the committee on affairs of cities.

Mr. McGinnies introduced a bill entitled "An act to amend the Education Law, in relation to industrial teachers' scholarships" (Int. No. 621), which was read the first time and referred to the committee on public education.

Mr. Wheelock introduced a bill entitled "An act to amend the Domestic Relations Law, in relation to the amount and disposition of marriage license fees and the compensation of county clerks for recording and making reports of marriage licenses" (Int. No. 622), which was read the first time and referred to the committee on the judiciary.

Mr. Roosevelt introduced a bill entitled "An act to amend the Labor Law, in relation to the power of the Industrial Board regarding hours of employment of women and minors" (Int. No. 623), which was read the first time and referred to the committee on labor and industries.

Mr. Brady introduced a bill entitled "An act to amend the Tax Law, in relation to the application of taxes collected by the State from trust companies" (Int. No. 624), which was read the first time and referred to the committee on taxation and retrenchment.

By unanimous consent, Mr. Brady introduced a bill entitled "An act to amend the Workmen's Compensation Law, in relation to the definition of 'commission,' the method of distributing the State fund and investing the surplus or reserve thereof, and repealing certain sections of such law" (Int. No. 625), which was read the first time and referred to the committee on labor and industries.

Mr. Brady, from the committee on labor and industries, to which was referred Assembly bill introduced by Mr. Brady (No. 202, Int. No. 200) entitled "An act to amend the Education Law, in relation to alien children and children employed in street trades," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Brady, Downs, Lattin, Miller, Lown, Roosevelt, Jacobs, Jeffery, McCleary, Mastick, Hackenburg, Antin.

Also, Assembly bill introduced by Mr. Brady (No. 103, Int. No. 103) entitled "An act to amend the General Corporation Law, in relation to payment of wages by receivers," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Brady, Downs, Lattin, Miller, Lown, Roosevelt, Jacobs, Jeffery, McCleary, Mastick, Hackenburg, Antin.

Also, Assembly bill introduced by Mr. Brady (No. 200, Int. No. 198) entitled "An act to amend the General Corporation Law, in relation to payment of wages by receivers" reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Brady, Downs, Lattin, Miller, Lown, Roosevelt, Jacobs, Jeffery, McCleary, Mastick, Hackenburg, Antin.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Brady, from the committee on labor and industries, to which was referred Assembly bill introduced by Mr. Brady (No. 104, Int. No. 104) entitled "An act in relation to employer's liability, constituting chapter seventy-three of the Consolidated Laws," reported in favor of the passage of the same with the following amendment:

Page 16, line 6, before the period insert the following: "and nothing contained in this chapter shall apply to employers or employees in hazardous occupations as such occupations are defined by the Workmen's Compensation Law."

Those who voted in the affirmative were: Messrs. Brady, Downs, Lattin, Miller, Lown, Roosevelt, Jacobs, Jeffery, McCleary, Mastick, Hackenburg, Antin.

which report was agreed to, and said bill ordered reprinted as amended, and place on the order of second reading.

Mr. Brady, from the committee on labor and industries, to which was referred Assembly bill introduced by Mr. Brady (No. 105, Int. No. 105) entitled "An act in relation to labor, constituting chapter thirty-one of the Consolidated Laws," reported in favor of the passage of the same with the following amendments:

Page 1, line 4, strike out "101" and insert "41".

Line 5, strike out "commission" and insert "Industrial Board".

Line 9, change "210" to "212".

Page 2, line 4, change "319" to "316".

Line 12, strike out "Construction of act; saving clause" and insert "Miscellaneous provisions".

Line 13, change "473" to "475".

Line 17, strike out "of terms" and add an "s" to "Definition".

Line 23, strike out "of terms" and change "Definition" to "Definitions".

Page 3, line 1, change "Commission" to "Commissioner" in both places.

Between lines 2 and 3, insert:

"3. 'Board' means the Industrial Board of the State of New York."

Line 3, change "3" to "4"; strike out "commis-".

Line 4, strike out "sion" and insert "Industrial Board".

Line 5, change "4" to "5".

Line 7, change "5" to "6".

Line 10, change "6" to "7".

Line 11, change "7" to "8".

Line 13, change "8" to "9".

Line 18, strike out "(1)".

Line 19, strike out "(2)".

Page 4, line 2, strike out "commission in its".

Line 3, change "9" to "10".

Line 9, strike out "commission in its".

Line 12, change "10" to "11".

Line 13, strike out "and" and insert "or".

Line 19, strike out "commission in its".

Page 5, strike out lines 13 to 26 and insert

"ARTICLE 2.

"THE DEPARTMENT OF LABOR.

- "Section 10. Department of Labor; Industrial Commissioner.
11. Deputy commissioner.
 12. Industrial Board.
 13. Oaths of office.
 14. Offices of the department.
 15. Seal.
 16. Vacancies and removals.
 17. Salaries and expenses.
 18. Officers and employees.
 19. Referees.
 20. Divisions or bureaus.
 21. General powers and duties of commissioner.
 22. Commissioner may sit with board in certain cases.
 23. Administrative regulations.
 24. Delegation of powers by commissioner.
 25. Power to enter and inspect premises.
 26. Examination of books and papers.
 27. General powers and duties of Industrial Board.

28. Rules of the Industrial Board.
29. Industrial Code; procedure.
30. Variations.
31. Duty to furnish information and facilitate inspections.
32. Interference with officer or employee of department prohibited.
33. Service of notice.
34. Department to keep record and publish bulletin of licenses.
35. Annual report.
36. Destruction of old records.
37. Department's process to be in its name.
38. Oaths and affidavits.
39. Hearings and subpoenas.
40. Proceedings before officers or employees.
41. Rules governing hearings."

"§ 10. Department of labor; Industrial Commissioner. The Department of Labor is continued. The head of the department shall be the Industrial Commissioner. The Industrial Commissioner shall be appointed by the Governor, by and with the advice and consent of the Senate. The term of office of the commissioner shall be four years, except that the term of the commissioner first appointed hereunder shall expire January first, nineteen hundred and twenty-five.

"§ 11. Deputy commissioner. There shall be a deputy commissioner, who shall be appointed by and removed at the pleasure of the commissioner.

"§ 12. Industrial Board. There shall be in the department an industrial board consisting of three members. The members of such board shall be appointed by the Governor, by and with the advice and consent of the Senate, one of whom shall be designated by the Governor as chairman. Upon the appointment of a successor to the chairman, the Governor shall designate such successor or other member of the board as chairman. The term of office of a member of such board shall be six years, except that the terms of the members first appointed shall expire, one on January first, nineteen hundred and twenty-three, one on January first, nineteen hundred and twenty-five and one on January first, nineteen hundred and twenty-seven.

"§ 13. Oaths of office. The Industrial Commissioner, members of the Industrial Board and the deputy commissioner shall, before entering upon the duties of their office, take and subscribe the

constitutional oath of office. Such oaths shall be filed in the office of the Secretary of State.

"§ 14. Offices of the department. The principal office of the department shall be in the city of Albany in rooms designated by the trustees of public buildings as provided by law. There shall be a branch office in the city of New York and in such other cities of the State as the commissioner may determine.

"§ 15. Seal. The commissioner may adopt a seal of the department and require that it be used for the authentication of orders and proceedings and for such other purpose as he may prescribe.

"§ 16. Vacancies and removals. If a vacancy occurs otherwise than by expiration of term in the office of the commissioner or of a member of the Industrial Board, it shall be filled by appointment for the unexpired term. The Governor may remove the commissioner or a member of the Industrial Board for inefficiency, neglect of duty or misconduct in office after giving him a copy of the charges and an opportunity of being publicly heard in person or by counsel on not less than ten days' notice. If a commissioner or a member of the Industrial Board be removed the Governor shall file with the Secretary of State a record of his proceedings in respect of such removal and his findings thereon.

"§ 17. Salaries and expenses. The commissioner and members of the Industrial Board shall devote their entire time to the duties of their respective offices. The commissioner shall receive an annual salary of eight thousand dollars; each member of the Industrial Board shall receive an annual salary of eight thousand dollars; and the deputy commissioner shall receive an annual salary of seven thousand dollars. The reasonable and necessary expenses of the department and the reasonable and necessary traveling and other expenses of the commissioner, deputy commissioner, members of the Industrial Board and other officers and employees of the department, while actually engaged in the performance of their duties, outside of the city of Albany, or if any such officer or employee be in charge or actually employed at a branch office of the department, the reasonable and necessary traveling and other expenses outside of the place in which such branch office is located, shall be paid by the State Treasurer upon the audit of the Comptroller, upon vouchers approved by the commissioner.

"§ 18. Officers and employees. The other officers, deputy commissioner and employees of the Department of Labor in office when this section takes effect shall continue in office subject to the power of removal or the appointment of their successors as provided in this chapter. There shall be in such department such

heads of divisions or bureaus and such inspectors, investigators, statisticians and other assistants and employees as the commissioner shall deem necessary for the exercise of the powers and the performance of the duties of the department under this chapter.

"The commissioner may transfer officers or employees from their positions to other positions in the department, or abolish or consolidate such positions. The commissioner may remove from office any officer or employee in the department.

"§ 19. Referees. The commissioner shall appoint as many persons as may be necessary to be referees to perform the duties prescribed by this section. A referee shall devote his entire time to the duties of his office and shall receive an annual salary to be fixed by the commissioner within the appropriation made therefor. It shall be the duty of a referee, under rules adopted by the Industrial Board, to hear and determine claims for compensation under the Workmen's Compensation Law pursuant to the provisions of such law. The decision of a referee on such a claim shall be deemed the decision of the Industrial Board from the date of the filing thereof in the department unless the Industrial Board, on its own motion or on application duly made to it, modify or rescind such decision.

"§ 20. Divisions or bureaus. Existing divisions or bureaus in the department shall continue until changed, consolidated or abolished pursuant to this section. The commissioner may establish such divisions or bureaus as may be necessary for the administration and operation of the department, under this chapter, and may change, consolidate or abolish divisions or bureaus. Each division and bureau shall be subject to the supervision and direction of the commissioner, and shall have jurisdiction of such matters, exercise such powers and perform such duties as may be assigned to it by the commissioner.

"§ 21. General powers and duties of commissioner. The commissioner shall be the administrative head of the department.

"The commissioner

"1. Shall enforce all the provisions of this chapter and of the Industrial Code, except as in this chapter otherwise provided;

"2. Shall exercise the powers and perform the duties in relation to the administration of the Workmen's Compensation Law heretofore vested in the Industrial Commission by chapter six hundred and seventy-four of the Laws of nineteen hundred and fifteen, except in so far as such powers and duties are vested by this chapter in the Industrial Board;

"3. Shall cause proper inspections to be made of all matters prescribed by this chapter or by the Industrial Code;

"4. Shall cause investigations to be made of the condition of women in industry;

"5. Shall inquire into the cause of all strikes, lock-outs and other industrial controversies, and endeavor to effect an amicable settlement thereof, and may create within the department a board to which a controversy between an employer and his employees may be submitted for mediation and arbitration;

"6. Shall propose to the Industrial Board such rules or such changes in such rules as he may deem advisable;

"7. May provide for the establishment and maintenance of public employment offices for the purpose of securing employment for men, women and children;

"8. May make investigations, collect and compile statistical information and report upon the conditions of labor generally and upon all matters relating to the enforcement and effect of the provisions of this chapter and of the rules thereunder;

"9. May enforce any lawful municipal ordinances, by-law or regulation relating to any place affected by the provisions of this chapter not in conflict with the provisions of this chapter or of the Industrial Code.

"§ 22. Commissioner may sit with board in certain cases. The commissioner may sit with the Industrial Board in the consideration of any matter except reviews under the provisions of the Workmen's Compensation Law; but shall not have a vote upon any such matter. He shall be the custodian of the records of the board.

"§ 23. Administrative regulations. The commissioner may make, amend and repeal regulations necessary for the internal administration of the department, and not in conflict with the rules adopted by the Industrial Board pursuant to this chapter for the enforcement of the Labor Law. Such regulations shall not be deemed rules within the meaning of this chapter unless the context otherwise requires.

"§ 24. Delegation of powers by commissioner. The commissioner may by order filed in the department delegate any of his powers to or direct any of his duties to be performed by the deputy commissioners or a head of a division or bureau of such department.

"§ 25. Power to enter and inspect premises. The commissioner, or the officers and employees of the department shall inspect every place which is, or which they have reasonable cause to believe is, affected by the provisions of this chapter, and they may in the discharge of their duties enter any such places.

"§ 26. Examination of books and papers. All papers, books, records or other documents required to be kept by the provisions

of this chapter or of the Workmen's Compensation Law or of the Industrial Code shall at all times be open for the inspection of the commissioner and the officers and employees of the department, and the persons in charge thereof shall afford every reasonable facility for their examination and permit copies to be made when required by the commissioner.

" § 27. General powers and duties of Industrial Board. The Industrial Board shall have power to make, amend and repeal rules for carrying into effect the provisions of this chapter, applying such provisions to specific conditions and prescribing means, methods and practices to effectuate such provisions. It shall have power to hear and determine all claims for compensation under the Workmen's Compensation Law in the manner provided by this chapter or the Workmen's Compensation Law; to require medical service for injured employees as provided by the Workmen's Compensation Law; to approve claims for medical service or attorney's fees, to excuse failure to give notice either of injury or death of an employee, to approve agreements, to modify or rescind awards, to make conclusions of fact and rulings of law, to certify questions to the Appellate Division of the Supreme Court, to enter orders in appealed cases, to determine the time for the payment of compensation, to order the reimbursement of employers for amounts advanced, to assess penalties, to commute awards, to compromise actions for the collection of awards, to require or permit employers to deposit the present value of awards in the aggregate trust fund of the State fund, to determine by rule the assignment of a minor's right to sue a third party, to require guardianship for minor dependents, to hear and determine claims under the occupational disease act, to order physical examinations, to take testimony by depositions; and to have and exercise all other powers and duties, exclusive of purely administrative functions, originally conferred or imposed upon the Workmen's Compensation Commission by the Workmen's Compensation Law or any other statute, and by chapter six hundred and seventy-four of the Laws of nineteen hundred and fifteen conferred and imposed upon the State Industrial Commission. For the purpose of exercising such powers and performing such duties, the Industrial Board shall be deemed to be a continuation of the State Industrial Commission; and all proceedings under the Workmen's Compensation Law pending before such commission are hereby transferred to the Industrial Board without prejudice to the rights of any party to such proceeding.

" § 28. Rules of the Industrial Board. Rules of the Industrial Board may be made for

" 1. The proper sanitation in all places to which this chapter applies and for guarding against and minimizing fire hazards.

personal injuries and diseases in all places to which this chapter applies with respect to:

"a. The construction, alteration, equipment and maintenance of all such places, including the conversion of structures into factories, factory buildings and mercantile establishments;

"b. The arrangement and guarding of machinery and the storing and keeping of property and articles;

"c. The places where and the methods and operation by which trades and occupations may be conducted and the conduct of employers, employees and other persons;

"It being the policy and intent of this chapter that all places to which it applies shall be so constructed, equipped, arranged, operated and conducted in all respects as to provide reasonable and adequate protection to the lives, health and safety of all persons employed therein, and frequenting the same, and that the board shall from time to time make such rules as will effectuate such policy and intent.

"2. Whenever the board finds that any industry, trade, occupation or process involves such elements of danger to the lives, health or safety of persons employed therein as to require special regulation for the protection of such persons, the board may make special rules to guard against such elements of danger by establishing requirements as to temperature, humidity, the removal of dusts, gases or fumes, by requiring licenses to be applied for and issued by the department as a condition of carrying on any such industry, trade, occupation or process, by requiring medical inspection and supervision of persons employed or applying for employment, and by other appropriate means.

"3. The rules may be limited in their application to certain classes of establishments, places of employment, machines, apparatus, articles, processes, industries, trades or occupations or may apply only to those to be constructed, established, installed or provided in the future.

"4. The rules of the board shall have the force and effect of law and shall be enforced in the same manner as the provisions of this chapter.

"5. No provision of this chapter specifically conferring powers on the board to make rules shall limit the power conferred by this section.

"§ 29. Industrial Code; procedure. The rules of the board shall constitute the Industrial Code, and until amended or repealed, the rules of the Industrial Commission continued in force by this chapter shall constitute the Industrial Code, and be deemed to have been adopted or made by the Industrial Board for the purposes in such rules provided. At least two affirmative votes shall be necessary for the adoption, amendment or repeal of any

rule. Before any rule is adopted, amended or repealed there shall be a public hearing thereon, notice of which shall be published at least once, not less than ten days prior thereto, in such newspapers as the board may prescribe, and where it affects premises in the city of New York in the City Record of the city of New York. The commissioner may appoint committees composed of employers, employees and experts to suggest rules or changes therein. Every rule adopted and every amendment or repeal thereof shall be promptly published in the bulletins of the department and where it affects premises in the city of New York in the City Record in the city of New York. The rules and all amendments and repeals thereof shall, unless otherwise prescribed by the board, take effect twenty days after the first publication thereof and certified copies thereof shall be filed with the Secretary of State.

“§ 30. Variations. If there shall be practical difficulties or unnecessary hardships in carrying out a provision of this chapter or a rule of the board thereunder affecting the construction or alteration of buildings, exits therefrom, the installation of fixtures and apparatus or the safeguarding of machinery and prevention of accidents, the board may make a variation from such requirements if the spirit of the provision or rule shall be observed and public safety secured. Any person affected by such provisions or rule, or his agent, may petition the board for such variation, stating the grounds therefor. The board shall fix a day for a hearing on such petition and give notice thereof to the petitioner. If the board shall permit such variation it shall be in the form of a resolution adopted by at least two votes, and the variation shall apply to all buildings, installations or conditions where the facts are substantially the same as those stated in the petition. The resolution shall describe the conditions under which the variation shall be permitted and shall be published in the bulletin of the department. Where the variation affects premises or conditions in the city of New York it shall also be published in the City Record of New York city. A properly indexed record of all variations shall be kept in the office of the department and open to public inspection.

“§ 31. Duty to furnish information and facilitate inspections. The owner, operator, manager or lessee of any place affected by the provisions of this chapter or his agent, superintendent, subordinate or employee, and any person employing or directing any labor affected by such provision shall, when requested by the commissioner or board, furnish any information in his possession or under his control which the commission or board is authorized to require; shall answer truthfully all questions authorized to be put to him; shall admit the commissioner, a deputy commissioner, or

other officer or employee of the department, to any place which is affected by the provisions of this chapter for the purpose of making inspection or enforcing the provisions thereof and the Industrial Code, and shall render assistance necessary for a proper inspection.

“§ 32. Interference with officer or employee of department prohibited. No person shall interfere with, obstruct or otherwise hinder any officer or employee of the department in the performance of his duties.

“§ 33. Service of notice. Whenever the commissioner or board or any person affected by the provisions of this chapter is required to give notice in writing to any person, such notice may be given by mailing it in a letter addressed to such person at his last known place of business or by delivering it to him personally. Notice to a partnership may be given to any of the partners and notice to a corporation may be given to any officer or agent thereof upon whom a summons may be served as provided by the code of civil procedure. Whenever an order or demand of the department is required to be served it shall be served in the manner hereinbefore provided for the service of a notice or by delivering it to any person of suitable age and discretion in charge of the premises affected by such order, or if no person is found in charge by affixing a copy thereof conspicuously upon the premises.

“§ 34. Department to keep record and publish bulletin of licenses. The department shall keep records of all licenses, permits or certificates issued, revoked or amended by it and publish lists thereof at such times and in such forms as it may determine.

“§ 35. Annual report. The commissioner shall make an annual report of the department to the Legislature on or before the first day of February.

“§ 36. Destruction of old records. All statistics and other documentary matter filed with the department may be destroyed by the commission after the expiration of six years from the filing thereof.

“§ 37. Department's process to be in its name. All notices or orders shall be given by and in the name of the department by the commissioner, by the Industrial Board or a member thereof, or by the deputy commissioner or other officer or employee thereunto duly authorized.

“§ 38. Oaths and affidavits. The commissioner, a member of the Industrial Board, the deputy commissioner, a referee and any other officer or employee of the department if duly authorized by the commissioner, may administer oaths and take affidavits in matters relating to the provisions of this chapter and the Workmen's Compensation Law.

“§ 39. Hearings and subpoenas. The commissioner, the members of the Industrial Board, the deputy commissioner and referees shall have power:

" 1. To issue subpoenas for and compel the attendance of witnesses and the production of books, contracts, papers, documents and other evidence;

" 2. To hear testimony and take or cause to be taken depositions of witnesses residing within or without this State in the manner prescribed by law for like depositions in civil actions in the Supreme Court. Subpoenas and commissions to take testimony shall be issued under the seal of the department.

" § 40. Proceedings before officers or employees. Any investigation, inquiry or hearing which the commissioner or board has power to undertake or to hold may by special authorization be undertaken or held by or before any of the officers of the department and any decision rendered on such investigation, inquiry or hearing, when approved and confirmed by the commissioner or board and ordered filed in the office, shall be the order of the department as hereinbefore otherwise provided.

" § 41. Rules governing hearings. The commissioner and the board shall not be bound by technical rules or evidence and shall conduct all hearings according to procedure prescribed by the officer or board conducting such hearing."

Strike out pages 6 to 35, inclusive.

Page 36, strike out lines 1 to 16.

Line 18 strike out "commission" and insert "Industrial Board".

Line 19, strike out "commission" and insert "Industrial Board".

Line 23 strike out "commission" and insert "Industrial Board".

Line 24 strike out "commission" and insert "Industrial Board".

Page 37, line 5, strike out "commission" and insert "board".

Line 8, strike out "commission" and insert "board".

Line 10, strike out "commission" and insert "board".

Line 13, strike out "commission" and insert "board".

Line 14, strike out "commission" and insert "board".

Line 16, strike out "commission" and insert "board".

Line 21, strike out "commission" and insert "department".

Line 27, strike out "commission" and insert "board".

Page 38, line 1, strike out "com-" and insert "board".

Line 2, strike out "mission".

Line 5, strike out "commission" and insert "board".

Page 39, line 4, strike out "commission" and insert "board".

Page 40, line 10, change "commission" to "commissioner".

Page 41, line 8, strike out "state".

Page 46, line 9, change "commission" to "commissioner".

Line 14, change "commission" to "commissioner".

Page 47, line 26, after "thirty-first" insert "if the child is employed until then".

Page 48, line 12 change "commission" to "commissioner".

Line 17, change "commission" to "commissioner".

Line 18, change "it" to "him".

Line 19, change "commission" to "commissioner".

Line 22, change "commission" to "commissioner".

Line 23, change "commission" to "commissioner".

Page 49, line 8, change "commission" to "commissioner".

Line 15, change "commission" to "commissioner".

Page 50, line 3, strike out "commission" and insert "Department of Labor".

Line 6, change "commission" to "commissioner".

Line 10, change "commission" to "commissioner".

Line 14, change "commission" to "commissioner".

Line 19, change "commission" to "commissioner".

Page 51, line 2, strike out "in rubber manufacturing".

Page 53, line 23, strike out "commission" and insert "board"; after "finds" insert "upon investigation".

Page 54, line 12, strike out "commission" and insert "board".

Page 57, strike out "commission" and insert "board".

Page 58, line 12, change "mission" to "missioner".

Line 13, change "mission" to "missioner".

Line 22, strike out "commission" and insert "board" in both places.

Page 59, line 2, strike out "commission" and insert "board".

Line 3, strike out "commission" and insert "board".

Line 6, change "commission" to "commissioner".

Line 24, strike out "commission" and insert "board".

Page 63, line 11, after "title" insert "; schedule of hours".

Page 64, line 22, write out the numbers.

Page 65, line 1, strike out "commis-" and insert "board".

Line 2, strike out "sion".

Line 12, change "commission" to "commissioner".

Line 19, change "commission" to "commissioner".

Page 66, line 3, change "commission" to "commissioner".

Line 10, change "commission" to "commissioner".

Line 17, change "commission" to "commissioner".

Page 67, line 11, strike out "Male" and insert "Employment of male".

Line 13, after "Posting" insert "notice as to".

Page 70, line 7, strike out "The daily hours".

Line 8, strike out "shall be consecutive, except that" and insert "Not less than".

Line 9, change "commission" to "commissioner".

Line 10, change "commission" to "commissioner".

Page 71, between lines 3 and 4, insert "[Note.— Old § 161-c.] "

Line 5, change "commission" to "commissioner".

Line 8, strike out "establishment" and insert "room".

Line 14, change "commission" to "commissioner".

Line 21, strike out "six" and insert "ten".

Page 72, line 4, strike out "Section" and insert "§".

Page 73, line 18, change "commission" to "commissioner"; strike out line 25.

Page 74, line 12, strike out "of Labor Law".

Line 15, change "Section" to "§".

Line 19, strike out "commission" and insert "board".

Line 24, change "commission" to "commissioner".

Page 74, line 1, change "mission" to "missioner"; strike out lines 6 to 17.

Page 76, line 13, change "commission" to "commissioner".

Line 17, change "commission" to "commissioner".

Line 18, strike out "commission" and insert "board".

Line 20, strike out "commission" and insert "board".

Line 21, change "commission" to "commissioner".

Line 26, change "commission" to "commissioner".

Page 77, line 3, strike out "commis-" and insert "department".

Line 4, strike out "sion".

Line 6, change "commission" to "commissioner".

Line 7, strike out "its" and insert "his".

Line 23, change "commission" to "commissioner".

Page 78, line 1, strike out "Said" and insert "Such".

Line 2, strike out "commission" and insert "board".

Line 24, change "commission" to "commissioner".

Page 79, line 2, change "commission" to "commissioner".

Page 80, strike out line 24.

Page 81, between lines 3 and 4 insert "[Note.— From old § 16.] "

Line 15, change "commission" to "commissioner".

Line 21, change "commission" to "commissioner".

Line 23, strike out "it" and insert "he".

Page 82, line 4, change "Section" to "§".

Line 19, after "a" insert "legal"; after "work" insert "as hereinbefore defined".

Page 84, line 19, strike out "commission" and insert "department".

Line 20, change "commission" to "commissioner".

Page 85, line 7, change "commission" to "commissioner".

Line 10, strike out "it" and insert "he".

Line 22, change "Section" to "§".

- Page 86, line 5, change "comission" to "commissioner".
 Line 8, change "commission" to "commissioner".
 Line 10, change "commission" to "commissioner".
 Line 14, change "commission" to "commissioner".
 Line 16, change "commission" to "commissioner".
 Line 18, change "commission" to "commissioner".
 Page 87, line 3, change "commission" to "commissioner".
 Line 9, change "comission" to "commissioner".
 Line 12, change "commission" to "commissioner".
 Line 16, change "commission" to "commissioner".
 Line 17, change "commission" to "commissioner".
 Page 88, line 6, change "commission" to "commissioner".
 Line 8, change "commission" to "commissioner".
 Line 9, change "commission" to "commissioner".
 Line 18, strike out "this"; strike out "in cities".
 Page 89, line 18, strike out all after the period; strike out line 19.
 Line 21, change "comission" to "commissioner".
 Line 23, strike out "It" and insert "He".
 Line 24, strike out "it" and insert "he," in both places.
 Line 26, change "commission" to "commissioner".
 Page 90, line 3, change "commission" to "commissioner".
 Page 91, line 21, change "commission" to "commissioner".
 Line 25, change "commission" to "commissioner".
 Page 92, between lines 10 and 11 insert "Section 250. Factories to be registered."
 Line 11, change "Section" to "§".
 Line 12, change "commission" to "commissioner".
 Line 15, change "commission" to "commissioner".
 Line 18, change "commission" to "commissioner".
 Line 19, change "commission" to "commissioner".
 Line 26, change "Section" to "§".
 Page 93, strike out "commission" and insert "board".
 Line 18, strike out "commission" and insert "board".
 Page 94, line 8, change "commission" to "commissioner".
 Line 10, strike out "it" and insert "he".
 Line 13, change "commission" to "commissioner".
 Page 96, line 18, change "Section" to "§".
 Line 24, strike out "commission" and insert "board".
 Page 97, line 2, strike out "commission" and insert "board".
 Line 9, strike out "commission" and insert "board".
 Line 10, strike out "commission" and insert "board".
 Page 99, lines 24 and 25, write out the numbers.
 Page 100, lines 2, 5, 6 and 7, write out the numbers.
 Page 102, line 5, strike out "commission" and insert "board".
 Page 104, line 4, strike out the last "of" and insert "or".

Page 105, line 16, strike out "commission" and insert "board".

Page 106, line 8, strike out "commission" and insert "board".

Page 110, line 2, strike out "commission" and insert "board".

Line 5, strike out "commission" and insert "board".

Line 11, strike out "commission" and insert "board".

Page 111, line 2, strike out "commission" and insert "board".

Line 3, strike out "commission" and insert "board".

Line 9, strike out "commission" and insert "board".

Line 14, strike out "commission" and insert "board".

Page 113, line 20, strike out "commission" and insert "board" in both places.

Page 117, line 24, strike out "commission" and insert "board".

Page 118, line 5, change "commission" to "commissioner".

Line 6, change "commission" to "commissioner".

Line 8, strike out "commission" and insert "board".

Line 13, change "commission" to "commissioner"; strike out "it" and insert "he".

Line 15, strike out "commission" and insert "board"; strike out "it" and insert "the commissioner"; strike out "its" and insert "his".

Line 16, change "commission" to "commissioner".

Line 21, strike out "commission" and insert "board".

Line 25, change "commission" to "commissioner".

Page 119, line 3, strike out "commission" and insert "board"; strike out "it" and insert "the commissioner"; strike out "it" and insert "he".

Line 4, strike out "its" and insert "his".

Line 11, change "commission" to "commissioner".

Line 12, strike out "it" and insert "him".

Line 13, strike out "it" and insert "he".

Page 120, line 9, change "mission" to "missioner".

Line 10, strike out "it" and insert "he".

Page 121, line 2, strike out "commission" and insert "board".

Line 17, strike out "Industrial Commission" and insert "board".

Page 123, line 25, strike out "forty-six" and insert "thirty".

Page 124, line 13, strike out "commission" and insert "board".

Line 26, strike out "commission" and insert "board".

Page 125, line 19, change "sion" to "sioner".

Line 20, strike out "it" and insert "he".

Page 126, line 3, change "commission" to "commissioner".

Line 12, strike out "commission" and insert "board"; strike out all of line after the period.

- Strike out lines 13 to 18, and insert "The".
- Line 21, change "commission" to "commissioner".
- Line 26, change "commission" to "commissioner".
- Page 127, line 15, change "commission" to "commissioner".
- Line 22, change "commission" to "commissioner".
- Line 23, strike out "commission" and insert "board".
- Page 128, line 1, change "commission" to "commissioner".
- Line 2, strike out "commission" and insert "board".
- Line 4, change "commission" to "commissioner".
- Line 19, change "Section" to "§".
- Page 130, line 7, strike out "commission" and insert "board".
- Line 17, strike out "commission" and insert "board".
- Line 21, strike out "commission" and insert "board".
- Line 23, strike out "commission" and insert "board".
- Page 131, line 3, strike out "commission" and insert "board".
- Line 6, strike out "clean and".
- Line 11, after "doing" insert "public".
- Line 21, change "commission" to "commissioner".
- Line 22, strike out "it" and insert "he".
- Line 26, change "commission" to "commissioner".
- Page 132, line 1, change "commission" to "commissioner".
- Line 5, change "commission" to "commissioner".
- Line 14, strike out "commission" and insert "board".
- Page 133, line 5, change "commission" to "board".
- Line 19, strike out "commission" and insert "board".
- Page 134, line 2, change "commission" to "commissioner".
- Line 4, strike out "It" and insert "He".
- Line 8, change "commission" to "commissioner".
- Page 134, line 9, strike out "its" and insert "his".
- Line 15, change "commission" to "commissioner".
- Line 26, change "Section" to "§".
- Page 135, line 14, strike out "commission" and insert "board".
- Line 17, strike out "commission" and insert "board".
- Line 21, change "equipments" to "equipment".
- Page 136, line 6, strike out "the commission" and insert "rules of the board".
- Line 13, strike out "of terms" and change "Definition" to "Definitions".
- Line 1, change "Section" to "§"; strike out "of terms" and change "Definition" to "Definitions".
- Page 137, strike out lines 5 to 26, and insert "section two hundred and fifty-five, elevators and hoistways; section two hundred and seventy, construction of buildings erected after October first, nineteen hundred and thirteen; section two hundred and seventy-

one, requirements for buildings erected before October first, nineteen hundred and thirteen; section two hundred and seventy-two, additional requirements for all buildings, except subdivision one and the first three sentences of subdivision three; section two hundred and seventy-three, fire escapes erected after October first, nineteen hundred and thirteen, on buildings theretofore erected; section two hundred and seventy-four, fire escapes erected before October first, nineteen hundred and thirteen; section two hundred and seventy-nine, fire alarm signal systems and fire drills; section two hundred and eighty, automatic sprinklers; section two hundred and ninety-two, drinking water; section two hundred and ninety-three, washrooms, except subdivision two thereof; section two hundred and ninety-five, water closets. Except that the tenants shall also be responsible within their respective holdings for the observance of the provisions of the following sections: section two hundred and fifty-five, elevators and hoistways; section two hundred and seventy, construction of buildings erected after October first, nineteen hundred and thirteen; section two hundred and seventy-one, requirements for buildings erected before October first, nineteen hundred and thirteen; section two hundred and seventy-two, additional requirements for all buildings; section two hundred and seventy-three, fire escapes erected after October first, nineteen hundred and thirteen, on buildings theretofore erected; section two hundred and seventy-four, fire escapes erected before October first, nineteen hundred and thirteen."

Page 138, strike out lines 1 to 6.

Line 8, change "proportions" to "portions".

Page 139, line 1, strike out "Construction" and insert "Building requirements".

Line 3, strike out the comma.

Line 4, change the comma to a semi-colon.

Line 10, change "Section" to "§".

Page 140, line 3, strike out "Construction" and insert "Building requirements".

Line 9, strike out "commission" and insert "board".

Line 23, strike out "clean and".

Page 141, line 2, change "commission" to "commissioner".

Line 21, strike out the comma.

Line 24, strike out "commission" and insert "department".

Page 142, line 10, change "commission" to "commissioner".

Line 27, strike out "commis-" and insert "board".

Page 143, line 1, strike out "sion".

Line 5, change "commission" to "commissioner".

Line 6, strike out "it" and insert "he".

Line 11, change "commission" to "commissioner".

Line 12, strike out "its" and insert "his".

- Line 16, change "commission" to "commissioner".
Line 25, change "commission" to "commissioner".
Line 27, change "commission" to "commissioner".
Page 144, line 4, change "commission" to "commissioner".
Line 6, strike out "commission" and insert "board".
Line 6, change "commission" to "commissioner".
Line 12, change "commission" to "commissioner".
Line 13, change "commission" to "commissioner".
Line 17, change "commission" to "commissioner".
Line 21, change "commission" to "commissioner"; strike out "its" and insert "his".
Line 25, change "commission" to "commissioner".
Page 145, line 1, change "commission" to "commissioner".
Line 7, change "commission" to "commissioner".
Line 10, change "commission" to "commissioner".
Page 146, line 5, change "commission" to "commissioner".
Line 11, change "commission" to "commissioner".
Line 16, change "commission" to "commissioner"; before the period insert "or the Industrial Board".
Line 17, change "commission" to "board".
Page 147, line 8, change "Notices" to "Notice".
Line 17, change "Section" to "§".
Page 148, line 24, change "commission" to "commissioner".
Page 149, line 6, change "commission" to "commissioner".
Line 11, change "commission" to "commissioner".
Line 14, change "commission" to "commissioner".
Page 150, line 12, change "commission" to "commissioner".
Line 13, strike out "the commission's" and insert "his".
Page 151, line 5, change "commission" to "commissioner".
Line 6, strike out "It" and insert "He".
Line 9, strike out "it" and insert "he".
Line 12, change "commission" to "commissioner"; strike out "its" and insert "his".
Line 17, change "commission" to "commissioner"; strike out "it" and insert "he".
Line 20, change "commission" to "commissioner".
Line 25, change "commission" to "commissioner".
Page 152, line 1, strike out "it" and insert "he".
Line 10, change "commission" to "commissioner".
Line 12, strike out "it" and insert "he".
Line 15, change "commission" to "commissioner".
Line 18, strike out "It" and insert "He".
Line 21, change "commission" to "commissioner".
Line 23, change "commission" to "commissioner".
Page 153, line 2, change "commission" to "commissioner".

- Line 5, change "commission" to "commissioner".
- Line 8, change "commission" to "commissioner".
- Line 11, change "commission" to "commissioner".
- Line 13, strike out "it" and insert "he".
- Line 22, change "commission" to "commissioner".
- Page 154, line 4, change "commission" to "commissioner".
- Page 154, line 6, change the second "article" to "articles"; before "five" insert "four and".
- Line 10, change "commission" to "commissioner".
- Line 12, change "article" to "articles"; before "five" insert "four and".
- Line 13, strike out "it" and insert "him".
- Line 14, strike out "It" and insert "He".
- Page 155, line 2, change "commission" to "commissioner".
- Line 13, change "commission" to "commissioner".
- Line 15, change "commission" to "commissioner".
- Line 22, change "commission" to "commissioner".
- Page 156, line 4, change "commission" to "commissioner".
- Line 9, strike out "and tenement houses".
- Line 15, strike out "[§ 390.]" and insert "[§§ 390, 391.]".
- Line 25, after "Ventilation" insert ", temperature and humidity".
- Page 157, line 1, change "Section" to "§".
- Line 3, strike out "clean and".
- Page 158, line 1, strike out "com-" and insert "board".
- Line 2, strike out "mission".
- Line 15, strike out "commission" and insert "board".
- Line 20, change "commission" to "commissioner".
- Page 159, line 7, strike out "commission" and insert "board".
- Line 11, strike out "commission" and insert "board".
- Line 14, strike out "factory" and insert "mercantile establishment"; strike out "may be" and insert "heretofore".
- Page 159, line 15, strike out "commission in its".
- Line 17, strike out "commission" and insert "board".
- Line 19, strike out "28-a" and insert "88-a".
- Line 23, strike out "commission" and insert "board".
- Page 160, line 9, strike out "com-" and insert "board".
- Line 10, strike out "mission".
- Line 16, change "commission" to "commissioner".
- Between lines 22 and 23, insert "391. Jurisdiction over mercantile and other establishments."
- Line 23, change "Section" to "§".
- Page 161, between lines 15 and 16, insert:
- "§ 391. Jurisdiction over mercantile and other establishments.
1. In cities, the commissioner shall have jurisdiction to enforce

the provisions of this chapter relating to mercantile establishments, business offices, telegraph offices, restaurants, hotels, apartment houses, theaters or other places of public amusement, bowling alleys, barber shops, shoe polishing establishments, the distribution or transmission of merchandise, articles or messages, or the distribution or sale of articles. Elsewhere, such provisions shall be enforced by the board or department of health or health commissioners of the town or village affected thereby, who shall prosecute all violations thereof within sixty days after the alleged offense was committed.

"2. All officers and members of such boards or departments, all health commissioners, inspectors and other persons appointed or designated by such boards, departments or commissioners may visit and inspect, at reasonable hours and when practicable and necessary, all mercantile or other establishments herein specified within the town or village for which they are appointed. No person shall interfere with or prevent any such officer from making such visitation and inspections, nor shall he be obstructed or injured while in the performance of his duties. All persons connected with any such mercantile or other establishment herein specified shall properly answer all questions asked by such officer or inspector with reference to any of the provisions of this article.

"3. Except as otherwise provided the provisions of this chapter relating to the establishments, employments and occupations specified in subdivision one of this section, except as therein otherwise specified, shall apply only to villages and cities which at the last preceding State enumeration had a population of three thousand or more."

Page 162, line 5, change "Section" to "§".

Line 7, change "commission" to "commissioner".

Line 14, change "commission" to "commissioner".

Line 21, strike out "commission" and insert "board".

Page 163, line 20, strike out "Construction;" and begin "riding" with a capital "R".

Page 164, line 1, change "Section" to "§"; strike out "Construction;" and begin "riding" with a capital "R".

Line 7, change "commission" to "commissioner".

Line 19, change "mission" to "missioner"; change "inspection" to "inspection".

Line 20, strike out "commis-" and insert "department".

Line 21, strike out "sion".

Page 166, line 8, strike out "of term"; strike out the quotation marks.

Line 15, change "Section" to "§"; strike out "of term"; strike out the quotation marks.

Page 170, line 14, strike out “ ; penalties”.

Line 18, change “ Section ” to “ § ”.

Page 171, line 3, change “ commission ” to “ commissioner ”.

Line 24, change “ Section ” to “ § ”.

Page 176, line 5, fourth column, change “ no ” to “ not ”.

Page 177, line 11, change “ mission ” to “ missioner ” ; strike out “ it ” and insert “ him ”.

Line 18, change “ commission ” to “ commissioner ” ; strike out “ it ” and insert “ he ”.

Line 19, strike out “ it ” and insert “ he ”.

Page 178, line 1, change “ commission ” to “ commissioner ”.

Line 5, change “ commission ” to “ commissioner ”.

Line 6, change “ commission ” to “ commissioner ”.

Line 13, change “ commission ” to “ commissioner ”.

Line 17, change “ commission ” to “ commissioner ”.

Page 179, line 19, change “ commission ” to “ commissioner ”.

Page 180, strike out lines 5 to 26 and insert:

“ ARTICLE 17.

“ MISCELLANEOUS PROVISIONS ; LAWS REPEALED ; WHEN TO TAKE EFFECT.

“ Section 470. Construction of act.

471. First appointment of commissioner and members of industrial board.

472. Saving clause.

473. Reappropriation of unexpended balances.

474. Laws repealed.

475. When to take effect.”

“ § 470. Construction of act. The act shall be construed as a continuation of chapter thirty-six of the Laws of nineteen hundred and nine, entitled ‘An act relating to labor, constituting chapter thirty-one of the Consolidated Laws,’ as amended, and not as a new enactment.

“ § 471. First appointment of Commissioner and members of Industrial Board. Within thirty days after this chapter takes effect the Governor, by and with the advice and consent of the Senate, shall appoint the Industrial Commissioner and three members of the Industrial Board, and thereupon the terms of office of the members of the Industrial Commission now in office shall expire ; but until such commissioner and the members of such Industrial Board shall have been appointed and shall have qualified, the Department of Labor is continued and the Industrial Commission shall exercise all the powers and perform all the duties now vested in such commission, in the same manner and

with the same force and effect as if this act had not been passed. The Department of Labor, the Industrial Commissioner and the Industrial Board, subject to the provisions of this chapter as to the distribution of functions, shall succeed to all the rights, powers, duties and obligations of the Department of Labor and the State Industrial Commission, as heretofore constituted.

“§ 472. Saving clause. This chapter shall not affect pending actions or proceedings, civil or criminal, brought by or against the State Industrial Commission, but the same may be prosecuted or defended in the same manner and with the same effect as if this act had not been passed by the Industrial Commissioner if the subject matter of the action or proceeding falls within his jurisdiction and otherwise by the Industrial Board. A rule, regulation, order, permit or license of the Industrial Commission in force when this chapter takes effect shall continue in force until such rule, regulation or order be amended or repealed or such permit or license revoked or terminated pursuant to law. Any investigation, examination or proceeding undertaken, commenced or instituted by the State Industrial Commission prior to the taking effect of this chapter may be conducted and continued to a final determination in the same manner, under the same terms and conditions and with the same effect as though this act had not been passed, by the Industrial Commissioner if the subject matter of the investigation, examination or proceeding falls within his jurisdiction and otherwise by the Industrial Board.

“§ 474. Reappropriation of unexpended balances. The sum of one million two hundred and seventeen thousand two hundred and thirty-six dollars and sixty cents (\$1,217,236.60), being the balance unexpended February first, nineteen hundred and twenty-one, of money appropriated by the State for personal service and for maintenance and operation of the State Industrial Commission, is hereby reappropriated for the payment of salaries due and expenses incurred which remain unpaid at the time this chapter takes effect and which would be chargeable against such money if this chapter had not been passed, and for the payment of such salaries and expenses as shall become due after this chapter takes effect and prior to the appointment of the Industrial Commissioner and the Industrial Board, as provided by this chapter, and also for the payment of the salaries of the Industrial Commissioner, members of the Industrial Board, and of the other officers and employees of the Department of Labor as this department is reorganized by and pursuant to this chapter, and for the maintenance of such department, for the fiscal year ending June thirtieth, nineteen hundred and twenty-one. No new position

shall be created nor any salary fixed in the Department of Labor except with the unanimous approval of the Governor, the chairman of the Senate finance committee and the chairman of the Assembly ways and means committee.

“§ 474. Laws repealed. Chapter thirty-six of the Laws of nineteen hundred and nine, entitled ‘An act relating to labor, constituting chapter thirty-one of the Consolidated Laws,’ as amended is hereby repealed.

“§ 475. When to take effect. This act shall take effect immediately.

Strike out page 181.

Those who voted in the affirmative were: Messrs. Brady, Downs, Lattin, Miller, Lown, Roosevelt, Jacobs, Jeffery, McCleary, Mastick.

Those who voted in the negative were: Messrs. Hackenburg, Antin.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

“An act to amend the Penal Law, in relation to the wearing of military badges, insignia, clasps, rosettes and buttons.” (No. 311, Int. No. 310.)

“An act to amend the Penal Law, in relation to the prohibition of the use of device of arms of the State on certain vehicles.” (No. 27, Int. No. 27.)

“An act to amend the Penal Law, in relation to ticket speculators.” (No. 159, Int. No. 159.)

“An act to amend the Village Law, in relation to ordinances regulating the use and construction of electric light and power wiring.” (No. 542, Int. No. 75.)

“An act to amend the Conservation Law, in relation to licenses for the sale of ferrets.” (No. 375, Int. No. 372.)

“An act to amend the Conservation Law, in relation to the appropriation of real property.” (No. 143, Int. No. 143.)

“An act to amend the Conservation Law, in relation to trespass upon private parks or lands where foxes or other fur-bearing animals are bred.” (No. 365, Int. No. 365.)

Mr. Jenks offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 584, Int. No. 564) entitled "An act making appropriations for emergencies for the current fiscal year, supplying deficiencies in former appropriations, and other expenses of government."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Jenks moved to amend as follows:

Page 6, line 19, add words "including liabilities" and change figures \$703,819.22.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Jenks, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 527, Int. No. 120) entitled "An act to amend the supplemental charter of the city of Binghamton, in relation to the issuance of bonds for school purposes," having been announced for a third reading,

On motion of Mr. Jenks, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 525, Int. No. 301) entitled "An act to amend the Highway Law, in relation to amount to be raised by town board for repair or construction of highways and bridges," having been announced for a third reading,

On motion of Mr. Jenks, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 526, Int. No. 395) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article three of the Constitution, in relation to appointments of members of the Legislature to the office of notary public," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Antin	Cowee	Harrington	McCleary	Seelbach
Aronson	Crews	Harris	McGinnies	Smith C C
Barnes	Dickstein	Hausner	McWhinney	Smith J O
Bartholomew	Donohue	Hawkins	Mead	Smith M L
Baum	Downs	Hunter	Merrigan	Smith T K
Betts	Druss	Hutchinson	Miller	Soule
Blakely	Duke	Jacobs	Moore T C	Taylor
Blodgett	Ellsworth	Jeffery	Moran	Trahan
Bly	Evans	Jenks	Morrissey	Van Wagonen
Booth	Ferner	Jesse	Mullen	Wackerman
Borkowski	Finch	Judson	Neary	Wallace
Brady	Fox	Kelly	Peck	Warren
Brooks	Frerichs	Kirkland	Pette	Webb
Burchill	Gaffers	Lattin	Porter	Wells
Campbell E C	Gage	Leininger	Rayher	Wheelock
Campbell W W	Gardner	Lewis	Reiss	Whitcomb
Carroll	Gempler	Long	Rice	Williams
Caulfield	Giaccone	Lord	Richford	Witter
Chamberlin	Gray	Lown	Roosevelt	Wright
Cheney	Greenwald	MacFarland	Rowe	Yale
Clayton	Hager	Martin	Sackett	Zimmerman
Cole	Hamill	Mastick	Schwab	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 524, Int. No. 379) entitled "An act to amend section four hundred and sixty-one of the Judiciary Law, relative to the qualifications of members of the State Board of Law Examiners," having been announced for a third reading,

On motion of Mr. Jenks, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 269, Int. No. 267) entitled "An act in relation to the Crosby Public Library of Antwerp, New York," was read the second time.

On motion of Mr. Barnes, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 262, Int. No. 260) entitled "An act to amend the Education Law, in relation to the appointment of a Supreme Court librarian at Watertown," was read the second time.

On motion of Mr. Barnes, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 258, Int. No. 256) entitled "An act to amend chapter three hundred and seven of the Laws of nineteen hundred

and thirteen, entitled 'An act to extend the boundaries of the city of Utica by annexing thereto a part of the town of New Hartford, and to provide for the government of the territory so annexed,' in relation to the eleventh and thirteenth wards," was read the second time.

On motion of Mr. Booth, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 428, Int. No. 419) entitled "An act to amend chapter one hundred and sixty-one of the Laws of nineteen hundred and seven, entitled 'An act to create and establish a firemen's relief and pension fund for the fire department of the city of Utica, and authorizing the granting and payment of pensions and relief therefrom,' in relation to the composition of such fund and to repeal subdivision two of section one and subdivision five of section two of such chapter," was read the second time.

On motion of Mr. Booth, said bill was placed on the order of third reading and referred to the committee on revision.

By unanimous consent, Mr. Chamberlin offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 95, Rec. No. 8) entitled "An act to amend chapter six hundred and eighty-four of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of public works of the city of Syracuse,' in relation to the assessment of pavements and sewers."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Chamberlin, and by unanimous consent, said bill was read the second time and ordered to a third reading.

The bill (No. 284, Int. No. 282) entitled "An act to amend chapter six hundred and eight-four of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of public works of the city of Syracuse,' in relation to the assessment of pavements and sewers," having been announced for a second reading,

On motion of Mr. Chamberlin, said bill was laid aside, and ordered stricken from the calendar.

By unanimous consent, Mr. Chamberlin offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 96, Rec. No. 9) entitled "An act to amend chapter five hundred and thirty-three of the Laws of nineteen hundred and twelve, entitled 'An act to provide for the relief of the city of Syracuse from crossings at grade of the streets, avenues and public grounds therein by railroads operated by steam,' in relation to commissioners."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Chamberlin, and by unanimous consent, said bill was read the second time and ordered for a third reading.

The bill (No. 282, Int. No. 280) entitled "An act to amend chapter five hundred and thirty-three of the Laws of nineteen hundred and twelve, entitled 'An act to provide for the relief of the city of Syracuse from crossings at grade of the streets, avenues and public grounds therein by railroads operated by steam,' in relation to commissioners," having been announced for a second reading,

On motion of Mr. Chamberlin, said bill was laid aside, and ordered stricken from the calendar.

By unanimous consent, Mr. Chamberlin offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the Senate bill (No. 97, Rec. No. 10) entitled "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse,' in relation to the disposition of the proceeds of bonds."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Chamberlin, and by unanimous consent, said bill was read the second time and ordered to a third reading.

The bill (No. 285, Int. No. 283) entitled "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse,'

in relation to the disposition of the proceeds of bonds," having been announced for a second reading,

On motion of Mr. Chamberlin, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 493, Int. No. 483) entitled "An act giving power to the trustees of the village of Bellport, Suffolk county, New York, to lease a portion of Bellport avenue, known as the dock, extending into Great South bay at the foot of Bellport avenue in such village to the Bellport Bay Yacht Club, Incorporated, for a club house," was read the second time.

On motion of Mr. Downs, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 450, Int. No. 441) entitled "An act for the relief of the towns of Harriestown, Santa Clara, Brighton and Franklin, in the county of Franklin, on account of expenses incurred in the removal of brush from highways adjoining State lands," was read the second time.

On motion of Mr. Ellsworth, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 225, Int. No. 223) entitled "An act to amend the Town Law, in relation to certain town charges in Franklin county," was read the second time.

On motion of Mr. Ellsworth, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 91, Int. No. 91) entitled "An act to amend the Highway Law, in relation to the improvement, partly at county expense, of State routes to be constructed or improved with Federal aid," was read the second time.

On motion of Mr. Jacobs, said bill was placed on the order of third reading and referred to the committee on revision.

By unanimous consent, Mr. Jeffery offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 104, Rec. No. 7) entitled "An act to authorize the city of North Tonawanda to issue bonds for the improvement of its waterworks system by the construction of iron water mains in its streets to replace worn out wooden pipes therein."

Mr. Speaker put the question whether the House would agree to said resolution, it was determined in the affirmative.

On motion of Mr. Jeffery, and by unanimous consent, said bill was read the second time and ordered to a third reading.

The bill (No. 233, Int. No. 231) entitled "An act to authorize the city of North Tonawanda to issue bonds for the improvement of its waterworks system by the construction of iron water mains in its streets to replace worn out wooden pipes therein," having been announced for a second reading.

On motion of Mr. Jeffery, said bill was laid aside, and ordered stricken from the calendar.

By unanimous consent, Mr. Jeffery offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 103, Rec. No. 6) entitled "An act to amend chapter seven hundred and fifty-two of the Laws of nineteen hundred and seven, entitled 'An act to revise the charter of the city of North Tonawanda,' generally."

Mr. Speaker put the question whether the House would agree to said resolution, it was determined in the affirmative.

On motion of Mr. Jeffery, and by unanimous consent, said bill was read the second time and ordered to a third reading.

The bill (No. 155, Int. No. 155) entitled "An act to amend chapter seven hundred and fifty-two of the Laws of nineteen hundred and seven, entitled 'An act to revise the charter of the city of North Tonawanda,' generally," having been announced for a second reading.

On motion of Mr. Jeffery, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 227, Int. No. 225) entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the compensation of assessors," was read the second time.

On motion of Mr. Kirkland, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 494, Int. No. 484) entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Lewis county," was read the second time.

On motion of Mr. Moran, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 102, Int. No. 102) entitled "An act to amend the Greater New York charter, in relation to the powers of the board of aldermen to regulate the business of selling admission tickets," was read the second time.

On motion of Mr. Rayher, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 424, Int. No. 415) entitled "An act to amend chapter fifty-three of the Laws of eighteen hundred and eighty-two, entitled 'An act to provide for erecting and completing an addition to the town hall in Saratoga Springs,' in relation to the duties of the supervisor," was read the second time.

On motion of Mr. C. C. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 497, Int. No. 135) entitled "An act to amend the General City Law, in relation to prohibiting cities of the first class from increasing during any calendar year the compensation of any of their employees after the same shall have been fixed by and in the budget for such calendar year," having been announced,

Mr. Gage moved to amend as follows:

Place brackets about the words "voting for or".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 320, Int. No. 319) entitled "An act to amend the Military Law, in relation to pensions," was read the second time.

On motion of Mr. Wells, said bill was placed on the order of third reading and referred to the committee on revision.

Mr. Bewley was excused on account of illness.

On motion of Mr. Jenks, the House adjourned.

FRIDAY, FEBRUARY 11, 1921

The House met pursuant to adjournment.

Mr. McGinnies in the chair.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Gage, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Chamberlin introduced a bill entitled "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse,' in relation to the publication of the common council proceedings" (Int. No. 626), which was read the first time and referred to the committee on affairs of cities.

Mr. Donohue introduced a bill entitled "An act to amend the Greater New York charter, in relation to the powers and duties of the chief medical examiner" (Int. No. 627), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to the employment by the district attorney of the county of New York of scientific experts, and their compensation" (Int. No. 628), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to the powers and duties of the medical assistant appointed by the district attorney of the county of New York" (Int. No. 629), which was read the first time and referred to the committee on affairs of cities.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to deductions allowed from gross personal

income" (Int. No. 630), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the General Municipal Law and the State Finance Law, in relation to contracts" (Int. No. 631), which was read the first time and referred to the committee on ways and means.

Mr. Soule introduced a bill entitled "An act to amend the Railroad Law, in relation to warning signs at railroad crossings" (Int. No. 632), which was read the first time and referred to the committee on railroads.

Mr. Van Wagenen introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine a claim by John H. Hasbrouck, Kathryn Leonhard and Walter D. Hasbrouck as trustee of the estate of the late Josiah Hasbrouck, for Emily S. Burnett for damages to the Sleightsburg ferry on Rondout creek by the construction of State route number three and a bridge in connection therewith" (Int. No. 633), which was read the first time and referred to the committee on claims.

Mr. Wright introduced a bill entitled "An act to amend the Domestic Relations Law, in relation to consents for the issuance of marriage licenses" (Int. No. 634), which was read the first time and referred to the committee on the judiciary.

Mr. Hunter from the committee on revision, to which was referred the bill introduced by Mr. Wells (No. 320, Int. No. 319) entitled "An act to amend the Military Law, in relation to pensions."

Also, the bill introduced by Mr. Moran (No. 494, Int. No. 484) entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Lewis County."

Also, the bill introduced by Mr. Ellsworth (No. 450, Int. No. 441) entitled "An act for the relief of the towns of Harrietstown, Santa Clara, Brighton and Franklin, in county of Franklin, on account of expenses incurred in the removal of brush from high-ways adjoining State lands."

Also, the bill introduced by Mr. Ellsworth (No. 225, Int. No. 223) entitled "An act to amend the Town Law, in relation to certain town charges in Franklin county."

Also, the bill introduced by Mr. Jacobs (No. 91, Int. No. 91) entitled "An act to amend the Highway Law, in relation to the improvement, partly at county expense, of State routes to be constructed or improved with Federal aid."

Also, the bill introduced by Mr. Booth (No. 428, Int. No. 419) entitled "An act to amend chapter one hundred and sixty-one of the Laws of nineteen hundred and seven, entitled 'An act to create and establish a firemen's relief and pension fund for the fire department of the city of Utica, and authorizing the granting and payment of pensions and relief therefrom,' in relation to the composition of such fund and to repeal subdivision two of section one and subdivision five of section two of such chapter."

Also, the bill introduced by Mr. Barnes (No. 269, Int. No. 267) entitled "An act in relation to the Crosby Public Library of Antwerp, New York."

Also, the bill introduced by Mr. Downes (No. 493, Int. No. 483) entitled "An act giving power to the trustees of the village of Bellport, Suffolk county, New York, to lease a portion of Bellport avenue, known as the dock, extending into Great South bay at the foot of Bellport avenue in such village to the Bellport Bay Yacht Club, Incorporated, for a club house."

Also, the bill introduced by Mr. Booth (No. 258, Int. No. 256) entitled "An act to amend chapter three hundred and seven of the Laws of nineteen hundred and thirteen, entitled 'An act to extend the boundaries of the city of Utica by annexing thereto a part of the town of New Hartford, and to provide for the government of the territory so annexed,' in relation to the eleventh and thirteenth wards."

Also, the bill introduced by Mr. Kirkland (No. 227, Int. No. 225) entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the compensation of assessors."

Also, the bill introduced by Mr. C. C. Smith (No. 424, Int. No. 415) entitled "An act to amend chapter fifty-three of the Laws of eighteen hundred and eighty-two, entitled 'An act to provide for erecting and completing an addition to the town hall in Saratoga Springs,' in relation to the duties of the supervisor."

Also, the bill introduced by Mr. Barnes (No. 262, Int. No. 260) entitled "An act to amend the Education Law, in relation to the appointment of a Supreme Court librarian at Watertown," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Rayher (No. 102, Int. No. 102), entitled "An act to amend the Greater New York charter, in relation to the powers of the board of aldermen to regulate the business of selling admission tickets," reported the same with the following recommendation:

Page 2, line 10, strike out "for" and insert "fat".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Penal Law, in relation to failure to protect horses from slipping." (No. 193, Int. No. 193.)

"An act to amend the County Law, in relation to the salary of the county judge and surrogate of Lewis county." (No. 494, Int. No. 484.)

"An act to amend chapter fifty-three of the Laws of eighteen hundred and eighty-two, entitled 'An act to provide for erecting and completing an addition to the town hall in Saratoga Springs,' in relation to the duties of the supervisor." (No. 424, Int. No. 415.)

"An act to amend the Town Law, in relation to certain town charges in Franklin county." (No. 225, Int. No. 223.)

"An act to amend the Highway Law, in relation to the improvement, partly at county expense, of State routes to be constructed or improved with Federal aid." (No. 91, Int. No. 91.)

"An act to amend the Military Law, in relation to pensions." (No. 320, Int. No. 319.)

"An act giving power to the trustees of the village of Bellport, Suffolk county, New York, to lease a portion of Bellport avenue, known as the dock, extending into Great South Bay at the foot of Bellport avenue in such village to the Bellport Bay Yacht Club, Incorporated, for a club house." (No. 493, Int. No. 483.)

"An act for the relief of the towns of Harrietstown, Santa Clara, Brighton and Franklin, in the county of Franklin, on account of expenses incurred in the removal of brush from highways adjoining State lands." (No. 450, Int. No. 441.)

"An act to amend chapter one hundred and sixty-one of the Laws of nineteen hundred and seven, entitled 'An act to create and establish a firemen's relief and pension fund for the fire department of the city of Utica, and authorizing the granting and payment of pensions and relief therefrom,' in relation to the composition of such fund and to repeal subdivision two of section one and subdivision five of section two of such chapter." (No. 428, Int. No. 419.)

"An act to amend chapter three hundred and seven of the Laws of nineteen hundred and thirteen, entitled 'An act to extend the boundaries of the city of Utica by annexing thereto a part of the town of New Hartford, and to provide for the government of the territory so annexed,' in relation to the eleventh and thirteenth wards." (No. 258, Int. No. 256.)

"An act to amend the Education Law, in relation to the appointment of a Supreme Court librarian at Watertown." (No. 262, Int. No. 260.)

"An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the compensation of assessors." (No. 227, Int. No. 225.)

"An act in relation to the Crosby Public Library of Antwerp, New York." (No. 269, Int. No. 267.)

Mr. Betts offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from further consideration of Assembly bill (No. 255, Int. No. 253) entitled "An act to amend the Membership Corporations Law, in relation to imposing an annual tax on the gross receipts of persons and corporations conducting racing meetings within the State," and that said bill be referred to the committee on taxation and retrenchment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill (No. 202, Int. No. 200) entitled "An act to amend the Education Law, in relation to alien children and children employed in street trades," was read the second time.

On motion of Mr. Brady, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 103, Int. No. 103) entitled "An act to amend the General Corporation Law, in relation to payment of wages by receivers," having been announced for a second reading,

On motion of Mr. Leininger, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 200, Int. No. 198) entitled "An act to amend the General Corporation Law, in relation to payment of wages by receivers," was read the second time.

On motion of Mr. Brady, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 590, Int. No. 277) entitled "An act to amend the Greater New York charter, in relation to the pattern and price of water meters," was read the second time.

On motion of Mr. Bly, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 591, Int. No. 281) entitled "An act to amend chapter four hundred and forty-eight of the Laws of nineteen hundred and eighteen, entitled 'An act in relation to the department of public works of the city of Syracuse,' in relation to condemnation of lands for local improvements," was read the second time.

On motion of Mr. Chamberlin, said bill was placed on the order of third reading and referred to the committee on revision.

On motion of Mr. Gage, the consideration of the third reading calendar was postponed until Monday next.

On motion of Mr. Gage, the House adjourned.

MONDAY, FEBRUARY 14, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of Friday, February 11th, was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the New York State Nautical School, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the New York-New Jersey Port and Harbor Development Commission, which was laid upon the table and ordered printed.

(See Document.)

Mr. Betts introduced a bill entitled "An act to amend the Election Law, in relation to powers of unofficial party conventions and the designation of candidates for party nomination to State-wide offices and the office of justice of the Supreme Court" (Int. No. 635), which was read the first time and referred to the committee on the judiciary.

Mr. Pette introduced a bill entitled "An act in relation to the district attorney and employees in the district attorney's office in the county of Queens" (Int. No. 636), which was read the first time and referred to the committee on internal affairs.

Mr. McGinnies introduced a bill entitled "An act to amend the County Law, in relation to the reports of county treasurers" (Int. No. 637), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Town Law, in relation to the deposits of moncy by the supervisors of towns" (Int. No. 638), which was read the first time and referred to the committee on internal affairs.

Mr. Evans introduced a bill entitled "An act to amend the Tax Law, in relation to fees of collector on returned taxes in Herkimer county" (Int. No. 639), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the Village Law, in relation to the establishment of police departments in certain villages" (Int. No. 640), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to amend the Highway Law, in relation to maintenance by the State of canal bridge approaches" (Int. No. 641), which was read the first time and referred to the committee on internal affairs.

Also, "Concurrent resolution of the Senate and Assembly proposing an amendment to section eight of article seven of the Constitution, in relation to a certain portion of the Erie canal" (Int. No. 642), which was read the first time and referred to the committee on the judiciary.

Mr. Witter introduced a bill entitled "An act to amend the Agricultural Law, in relation to adulterated vinegar" (Int. No. 643), which was read the first time and referred to the committee on agriculture.

Also, "An act to amend the Agricultural Law, in relation to compensation of owners of animals killed or appropriated by the State" (Int. No. 644), which was read the first time and referred to the committee on agriculture.

Mr. Barnes introduced a bill entitled "An act to amend the General City Law, in relation to money for Memorial Day in cities of the third class" (Int. No. 645), which was read the first time and referred to the committee on affairs of cities.

Mr. W. W. Campbell introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article ten of the Constitution, in relation to eligibility of sheriffs" (Int. No. 646), which was read the first time and referred to the committee on the judiciary.

Mr. Everett introduced a bill entitled "An act to amend the Conservation Law, in relation to State game refuges" (Int. No. 647), which was read the first time and referred to the committee on conservation.

Mr. Lattin introduced a bill entitled "An act to amend the Public Health Law, in relation to general health districts" (Int. No. 648), which was read the first time and referred to the committee on public health.

Mr. Caulfield introduced a bill entitled "An act to amend the Greater New York charter, in relation to the conduct of physical examinations of claimants against such city" (Int. No. 649), which was read the first time and referred to the committee on affairs of cities.

Mr. DiPirro introduced a bill entitled "An act to amend the General Municipal Law, in relation to regulations governing local boards of child welfare" (Int. No. 650), which was read the first time and referred to the committee on social welfare.

Mr. Frerichs introduced a bill entitled "An act to amend the Greater New York charter, in relation to power of the comptroller to settle arrears of taxes" (Int. No. 651), which was read the first time and referred to the committee on affairs of cities.

Mr. Hager introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the claim of Aldrich and Hall, Incorporated, and Ray S. Messenger, its assignee, or either or both of them, against the State for the unpaid amount earned under Barge canal terminal contract number seven for constructing dock wall at Fort Edward, New York; and for extra and additional work performed, and damages sustained in connection therewith; and for interest on the amount found due from the date the same should have been paid" (Int. No. 652), which was read the first time and referred to the committee on claims.

Mr. McGinnies introduced a bill entitled "An act to amend the Public Health Law, in relation to the use of radium emanation provided for the State Institute for the Study of Malignant Disease" (Int. No. 653), which was read the first time and referred to the committee on public health.

Mr. Merrigan introduced a bill entitled "An act to amend the Second Class Cities Law, in relation to the establishment and operation of municipal bus lines in certain cities of the second class" (Int. No. 654), which was read the first time and referred to the committee on affairs of cities.

Mr. C. C. Smith introduced a bill entitled "An act to amend the charter of the city of Mechanicville, in relation to the general municipal election and municipal primary" (Int. No. 655), which was read the first time and referred to the committee on affairs of cities.

Mr. Wheelock introduced a bill entitled "An act to amend the County Law, in relation to meetings of the board of supervisors" (Int. No. 656), which was read the first time and referred to the committee on internal affairs.

Mr. Mullen introduced a bill entitled "An act to amend the County Law, in relation to the office of the register of the county of Kings" (Int. No. 657), which was read the first time and referred to the committee on internal affairs.

Mr. Reiss introduced a bill entitled "An act to amend the Labor Law, in relation to employment in State hospitals" (Int. No. 658), which was read the first time and referred to the committee on labor and industries.

Mr. Brundage introduced a bill entitled "An act to amend the Conservation Law, in relation to definitions" (Int. No. 659), which was read the first time and referred to the committee on conservation.

Mr. Hawkins introduced a bill entitled "An act to amend the New York City Municipal Court Code, in relation to the districts and number of justices of such court, establishing a new district therein and providing for new justices and employees thereof" (Int. No. 660), which was read the first time and referred to the committee on codes.

Mr. Brady introduced a bill entitled "An act to amend the General Business Law, in relation to the protection of public welfare" (Int. No. 661), which was read the first time and referred to the committee on general laws.

Mr. Jesse introduced a bill entitled "An act to amend the Greater New York charter, in relation to aldermanic districts, the division of the city into the same, and the boundaries thereof, and to districts for home rule and local improvements" (Int. No. 662), which was read the first time and referred to the committee on affairs of cities.

Mr. McGinnies, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. McGinnies (No. 628, Int. No. 564) entitled "An act making appropriations for emergencies for the current fiscal year, supplying deficiencies in former appropriations, and other expenses of government," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McGinnies, Lord, Fenner, Yale, Mead, Hutchinson, Steinberg, Moore, T. C., Mullen, Leininger.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the New York City Municipal Court Code, in relation to the district for the commencement of an action for the rental value, use or occupation of real property." (No. 589, Int. No. 26.)

"An act to change the name of 'The Utica Female Academy' to 'Utica Country Day School,' defining the powers and duties of such corporation, and repealing certain acts relating thereto." (No. 588, Int. No. 388.)

"An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and eleven, entitled 'An act to amend, consolidate and revise the several acts relative to the city of Amsterdam,' generally." (No. 627, Int. No. 269.)

"An act to amend the Greater New York charter, in relation to the powers of the board of aldermen to regulate the business of selling admission tickets." (No. 631, Int. No. 102.)

Mr. McGinnies offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 195, Int. No. 195) entitled "An act to provide for the location, creation and management of the Allegany State park in Cattaraugus county and for the purchase of lands; and making an appropriation therefor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. McGinnies moved to amend as follows:

Strike out all of section 1 and insert therein the following: "Section 1. The Allegany State Park is hereby located and created within the county of Cattaraugus, State of New York, and shall include the lands owned or hereafter acquired by the State of New York within the following described boundaries, to

wit: Commencing at a point in the town of Carrollton, where the western boundary of the right of way of the Erie Railroad Company intersects the State line between the States of New York and Pennsylvania; running thence northerly along said western boundary of said right of way to the southern boundary of the Allegany Indian Reservation; thence along the said boundary of said reservation through the towns of Carrollton, Great Valley, Salamanca, Red House, Cold Spring, Elko and South Valley, to the intersection of said boundary of said reservation with the said State line; thence easterly along said State line to the place of beginning, excepting and reserving therefrom any part of the city of Salamanca, and any part of the village of Limestone included in the land above described. All of the lands hereinbefore described, and hereafter acquired by the State for such State park shall be forever reserved and maintained for the use of all the people, but the said Allegany State Park shall not constitute a part of the forest preserve."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. McGinnies, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 103, Int. No. 103) entitled "An act to amend the General Corporation Law, in relation to payment of wages by receivers," having been announced for a second reading.

On motion of Mr. Brady, said bill was laid aside, and ordered stricken from the calendar.

By unanimous consent, Mr. Jenks offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 31, Rec. No. 12) entitled "An act to amend the supplemental charter of the city of Binghamton, in relation to the issuance of bonds for school purposes."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Jenks, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Jenks, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McDonald	Schwab
Antin	Crowley	Harris	McGinnies	Seaker
Aronson	Dickstein	Hausner	McLoughlin	Seelbach
Bailey	Dobson	Henderson	McWhinney	Smith C C
Barnes	Doherty	Hunter	Mead	Smith J C
Bartholomew	Donohue	Hutchinson	Merrigan	Smith M L
Baum	Downs	Jacobs	Miller	Solomon
Beasley	Druss	Jager	Moore J G	Soule
Betts	Duke	Jeffery	Moore T C	Steinberg
Blakely	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gage	Lewis	Pette	Warren
Campbell E C	Galgano	Long	Porter	Webb
Campbell W W	Gardner	Lord	Rayher	Wells
Carroll	Gempler	Lown	Reiburn	Wheelock
Caulfield	Giaccone	Lyman	Reilly	Whitcomb
Chamberlin	Gray	MacFarland	Reiss	Williams
Cheney	Greenwald	Martin	Rice	Witter
Clayton	Hackenburg	Mastick	Roosevelt	Wright
Cole	Hager	McArdle	Rowe	Yale
Coogrove	Halpern	McCleary	Sackett	Zimmerman
Cowee	Hamill			

Ordered, That the Clerk returned said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 527, Int. No. 120) entitled "An act to amend the supplemental charter of the city of Binghamton, in relation to the issuance of bonds for school purposes," having been announced for a third reading.

On motion of Mr. Jenks, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 525, Int. No. 301) entitled "An act to amend the Highway Law, in relation to amount to be raised by town board for repair or construction of highways and bridges," having

been announced, Mr. Jenks moved that said bill be recommitted to the committee on internal affairs with instructions to report the same forthwith amended as follows:

Page 2, line 8, insert a bracket after the word "of" and before the word "all," and insert another bracket after the second word "of" and before the word "the," thus omitting the words "all members of."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Wheelock, from the committee on internal affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 524, Int. No. 379) entitled "An act to amend section four hundred and sixty-one of the Judiciary Law, relative to the qualifications of members of the State Board of Law Examiners," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McDonald	Schwab
Antin	Crowley	Harris	McGinnies	Seaker
Aronson	Dickstein	Hausner	McLoughlin	Seelbach
Bailey	Dobson	Handerson	McWhinney	Smith C C
Barnes	Doherty	Hunter	Mead	Smith J C
Bartholomew	Donohue	Hutchinson	Merrigan	Smith M L
Baum	Downs	Jacobs	Miller	Solomon
Beasley	Druss	Jager	Moore J G	Soul
Betts	Duke	Jeffery	Moore T C	Steinberg
Blakely	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gage	Lewis	Pette	Warren

Campbell E C	Galgano	Long	Porter	Webb
Campbell W W	Gardner	Lord	Rayher	Wells
Carroll	Gempler	Lown	Reiburn	Wheelock
Caulfield	Giaccone	Lyman	Reilly	Whitcomb
Chamberlin	Gray	MacFarland	Reiss	Williams
Cheney	Greenwald	Martin	Rice	Witter
Clayton	Hackenburg	Mastick	Roosevelt	Wright
Cole	Hager	McArdle	Rowe	Yale
Cosgrove	Halpern	McCleary	Sackett	Zimmerman
Cowee	Hamill			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 375, Int. No. 372) entitled "An act to amend the Conservation Law, in relation to licenses for the sale of ferrets," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 1

Those who voted in the affirmative were:

Adler	Crews	Harrington	McDonald	Schwab
Antin	Crowley	Harris	McGinnies	Seaker
Aronson	Dickstein	Hausner	McLoughlin	Seelbach
Bailey	Dobson	Henderson	McWhinney	Smith C C
Barnes	Doherty	Hunter	Mead	Smith J C
Bartholomew	Downs	Hutchinson	Merrigan	Smith M L
Baum	Druss	Jacobs	Miller	Solomon
Beasley	Duke	Jager	Moore J G	Soule
Betts	Ellsworth	Jeffery	Moore T C	Steinberg
Blakely	Evans	Jenks	Moran	Stitt
Blodgett	Everett	Jesse	Morrissey	Taylor
Bly	Fenner	Judson	Moses	Trahan
Booth	Finch	Kelly	Mullen	Ullman
Borkowski	Flynn	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Frerichs	Lattin	O'Connor	Wallace
Brundage	Gage	Leininger	Orr	Walsh
Burchill	Galgano	Lewis	Pette	Warren
Campbell E C	Gardner	Long	Porter	Webb
Campbell W W	Gempler	Lord	Rayher	Wells
Carroll	Giaccone	Lown	Reiburn	Wheelock
Caulfield	Gray	Lyman	Reilly	Whitcomb
Chamberlin	Greenwald	MacFarland	Reiss	Williams
Cheney	Hackenburg	Martin	Rice	Witter
Clayton	Hager	Mastick	Roosevelt	Yale

Cole
Cosgrove
Cowee

Halpern
Hamill

McArdle
McCleary

Rowe
Sackett

Wright
Zimmerman

In the negative:

Donohue

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 143, Int. No. 143) entitled "An act to amend the Conservation Law, in relation to the appropriation of real property," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McDonald	Schwab
Antin	Crowley	Harris	McGinnies	Seaker
Aronson	Dickstein	Hausner	McLoughlin	Seelbach
Bailey	Dobson	Henderson	McWhinney	Smith C C
Barnes	Doherty	Hunter	Mead	Smith J C
Bartholomew	Donohue	Hutchinson	Merrigan	Smith M L
Baum	Downs	Jacobs	Miller	Solomon
Benaley	Druss	Jager	Moore J G	Soule
Betts	Duke	Jeffery	Moore T C	Steinberg
Blakely	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gage	Lewis	Pette	Warren
Campbell E C	Galgano	Long	Porter	Webb
Campbell W W	Gardner	Lord	Rayher	Wells
Carroll	Gempler	Lown	Reiburn	Wheelock
Caulfield	Giaccone	Lyman	Reilly	Whitcomb
Chamberlin	Gray	MacFarland	Reiss	Williams
Cheney	Greenwald	Martin	Rice	Witter
Clayton	Hackenburger	Mastick	Roosevelt	Wright
Cole	Hager	McArdle	Rowe	Yale
Cosgrove	Halpern	McCleary	Sackett	Zimmerman
Cowee	Hamill			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 365, Int. No. 365) entitled "An act to amend the Conservation Law, in relation to trespass upon private parks or lands where foxes or other fur-bearing animals are bred," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McDonald	Schwab
Antin	Crowley	Harris	McGinnies	Seaker
Aronson	Dickstein	Hausner	McLoughlin	Seelbach
Bailey	Dobson	Henderson	McWhinney	Smith C C
Barnes	Doherty	Hunter	Mead	Smith J C
Bartholomew	Donohue	Hutchinson	Merrigan	Smith M L
Baum	Downs	Jacobs	Miller	Solomon
Beaaley	Druss	Jager	Moore J G	Soule
Betts	Duke	Jeffery	Moore T C	Steinberg
Blakely	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gage	Lewis	Pette	Warren
Campbell E C	Galgano	Long	Porter	Webb
Campbell W W	Gardner	Lord	Rayher	Wells
Carroll	Gempler	Lown	Reiburn	Wheelock
Caulfield	Giaccone	Lyman	Reilly	Whitcomb
Chamberlin	Gray	MacFarland	Reiss	Williams
Cheney	Greenwald	Martin	Rice	Witter
Clayton	Hackenburg	Mastick	Roosevelt	Wright
Cole	Hager	McArdle	Rowe	Yale
Cosgrove	Halpern	McCleary	Sackett	Zimmerman
Cowee	Hamill			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 27, Int. No. 27) entitled "An act to amend the Penal Law, in relation to the prohibition of the use of device of

arms of the State on certain vehicles," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McDonald	Schwab
Antin	Crowley	Harris	McGinnies	Seaker
Aronson	Dickstein	Hausner	McLoughlin	Seelbach
Bailey	Dobson	Henderson	McWhinney	Smith C C
Barnes	Doherty	Hunter	Mead	Smith J C
Bartholomew	Donohue	Hutchinson	Merrigan	Smith M L
Baum	Downs	Jacobs	Miller	Solomon
Beasley	Druss	Jager	Moore J G	Soule
Betts	Duke	Jeffery	Moore T C	Steinberg
Blakely	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowaki	Finch	Kiernan	Neary	VanWagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gage	Lewis	Pette	Warren
Campbell E C	Galgano	Long	Porter	Webb
Campbell W W	Gardner	Lord	Ravher	Wells
Carroll	Gempler	Lown	Reiburn	Wheelock
Caulfield	Giaccone	Lyman	Reilly	Whitcomb
Chamberlin	Gray	MacFarland	Reiss	Williams
Cheney	Greenwald	Martin	Rice	Witter
Clayton	Hackenburg	Mastick	Roosevelt	Wright
Cole	Hager	McArdle	Rowe	Yale
Cosgrove	Halpern	McCleary	Sackett	Zimmerman
Cowee	Hamill			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 311, Int. No. 310) entitled "An act to amend the Penal Law, in relation to the wearing of military badges, insignia, clasps, rosettes and buttons," was read the third time; having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McDonald	Schwab
Antin	Crowley	Harris	McGinnies	Seaker
Aronson	Dickstein	Hausner	McLoughlin	Seelbach
Bailey	Dobson	Henderson	McWhinney	Smith C C
Barnes	Doherty	Hunter	Mead	Smith J C
Bartholomew	Donohue	Hutchinson	Merrigan	Smith M L
Baum	Downs	Jacobs	Miller	Solomon
Beasley	Druss	Jager	Moore J G	Soule
Betts	Duke	Jeffery	Moore T O	Steinberg
Blakely	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gage	Lewis	Pette	Warren
Campbell E C	Galgano	Long	Porter	Webb
Campbell W W	Gardner	Lord	Rayher	Wells
Carroll	Gempler	Lown	Reiburn	Wheelock
Caulfield	Giaccone	Lyman	Reilly	Whitcomb
Chamberlin	Gray	MacFarland	Reiss	Williams
Cheney	Greenwald	Martin	Rice	Witter
Clayton	Hackenburg	Mastick	Roosevelt	Wright
Cole	Hager	McArdle	Rowe	Yale
Cosgrove	Halpern	McCleary	Sackett	Zimmerman
Cowee	Hamill			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Chamberlin offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of Senate bill (No. 27, Rec. No. 3) entitled "An act to amend the Penal Law, in relation to ticket speculators."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Chamberlin and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Chamberlin, and by unanimous consent, said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 1

Those who voted in the affirmative were:

Adler	Crews	Hamill	McDonald	Schwab
Antin	Crowley	Harrington	McGinnies	Seaker
Aronson	Dickstein	Harris	McLoughlin	Seelbach
Bailey	Dobson	Hausner	McWhinney	Smith C C
Barnes	Doherty	Henderson	Mead	Smith J C
Bartholomew	Donohue	Hunter	Merrigan	Smith M L
Baum	Downs	Hutchinson	Miller	Solomon
Beasley	Druss	Jacobs	Moore J G	Soule
Betts	Duke	Jager	Moore T C	Steinberg
Blakely	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gage	Lewis	Petta	Warren
Campbell E C	Galgano	Long	Porter	Webb
Campbell W W	Gardner	Lord	Rayher	Wells
Carroll	Gempfer	Lown	Reiburn	Wheelock
Caulfield	Giaccone	Lyman	Reilly	Whitcomb
Chamberlin	Gray	MacFarland	Reiss	Williams
Cheney	Greenwald	Martin	Rice	Witter
Clayton	Hackenburg	Mastick	Roosevelt	Wright
Cole	Hager	McArdle	Rowe	Yale
Coogrove	Halpern	McCleary	Sackett	Zimmerman
Cowee				

In the negative:

Jenks

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 159, Int. No. 159) entitled "An act to amend the Penal Law, in relation to ticket speculators," having been announced for a third reading,

On motion of Mr. Chamberlin, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 542, Int. No. 75) entitled "An act to amend the Village Law, in relation to ordinances regulating the use and construction of electric light and power wiring," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 103, Rec. No. 6) entitled "An act to amend chapter seven hundred and fifty-two of the Laws of nineteen hundred and seven, entitled 'An act to revise the charter of the city of North Tonawanda,' generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McDonald	Schwab
Antin	Crowley	Harris	McGinnies	Seaker
Aronson	Dickstein	Hausner	McLoughlin	Seelbach
Bailey	Dobson	Henderson	McWhinney	Smith C C
Barnes	Doherty	Hunter	Mead	Smith J C
Bartholomew	Donohue	Hutchinson	Merrigan	Smith M L
Baum	Downs	Jacobs	Miller	Solomon
Beasley	Druss	Jager	Moore J G	Soule
Betts	Duke	Jeffery	Moore T C	Steinberg
Blakely	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gage	Lewis	Pette	Warren
Campbell E C	Galgano	Long	Porter	Webb
Campbell W W	Gardner	Lord	Ravher	Wells
Carroll	Gempler	Lown	Reiburn	Wheelock
Caulfield	Giaccone	Lyman	Reilly	Whitcomb
Chamberlin	Gray	MacFarland	Reiss	Williams

Cheney	Greenwald	Martin	Rice	Witter
Clayton	Hackenburg	Mastick	Roosevelt	Wright
Cole	Hager	McArdle	Rowe	Yale
Cosgrove	Halpern	McCleary	Sackett	Zimmerman
Cowee	Hamill			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 104, Rec. No. 7) entitled "An act to authorize the city of North Tonawanda to issue bonds for the improvement of its waterworks system by the construction of iron water mains in its streets to replace worn out wooden pipes therein," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McDonald	Schwab
Antin	Crowley	Harris	McGinnies	Seaker
Aronson	Dickstein	Hausner	McLoughlin	Seelbach
Bailey	Dobson	Henderson	McWhinney	Smith C C
Barnes	Neary	Hunter	Mead	Smith J C
Bartholomew	Donohue	Hutchinson	Merrigan	Smith M L
Baum	Downs	Jacobs	Miller	Solomon
Beasley	Druss	Jager	Moore J G	Soule
Betta	Duke	Jeffery	Moore T C	Steinberg
Blakely	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gage	Lewis	Pette	Warren
Campbell E C	Galgano	Long	Porter	Webb
Campbell W W	Gardner	Lord	Rayher	Wells
Carroll	Gempler	Lown	Reiburn	Wheelock
Caulfield	Giaccone	Lyman	Reilly	Whitcomb
Chamberlin	Gray	MacFarland	Reiss	Williams
Cheney	Greenwald	Martin	Rice	Witter
Clayton	Hackenburg	Mastick	Roosevelt	Wright
Cole	Hager	McArdle	Rowe	Yale
Cosgrove	Halpern	McCleary	Sackett	Zimmerman
Cowee	Hamill			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 95, Rec. No. 8) entitled "An act to amend chapter six hundred and eighty-four of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of public works of the city of Syracuse,' in relation to the assessment of payments and sewers," having been announced for a third reading,

On motion of Mr. Chamberlin, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 96, Rec. No. 9) entitled "An act to amend chapter five hundred and thirty-three of the Laws of nineteen hundred and twelve, entitled 'An act to provide for the relief of the city of Syracuse from crossings at grade of the streets, avenues and public grounds therein by railroads operated by steam,' in relation to commissioners," having been announced for a third reading,

On motion of Mr. Chamberlin, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 97, Rec. No. 10) entitled "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse,' in relation to the disposition of the proceeds of bonds," having been announced for a third reading,

On motion of Mr. Chamberlin, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

Mr. Brundage offered for the consideration of the House a resolution in relation to a joint resolution of Congress concerning the transportation to this country of the body of an unknown American soldier, which was laid upon the table under the rule.

Mr. Galgano offered for the consideration of the House a resolution in relation to the danger of plague infected immigrants, which was laid upon the table under the rule.

Mr. Reiburn offered for the consideration of the House a resolution in relation to the proposed cancellation of America advances to foreign governments, which was laid upon the table under the rule.

Mr. Wackerman offered for the consideration of the House a resolution in relation to the control of the Metropolitan Avenue Line in the borough of Brooklyn, which was laid upon the table under the rule.

The privileges of the floor were extended to Hon. John A. Smith and Hon. T. D. Taylor.

Mr. Richford was excused on account of illness.

On motion of Mr. Adler, the House adjourned.

TUESDAY, FEBRUARY 15, 1921

The House met pursuant to adjournment.

Prayer by Rev. P. A. Macdonald, Saratoga Spa.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with, and the same was approved.

The Senate sent for concurrence the following entitled bill:

"An act to amend the Civil Practice Act, generally" (No. 121, Rec. No. 37), which was read the first time and referred to the committee on codes.

Mr. Burchill introduced a bill entitled "An act to amend the General Business Law, in relation to municipal regulations relating to hawkers and peddlers" (Int. No. 663), which was read the first time and referred to the committee on general laws.

Mr. Caulfield introduced a bill entitled "An act to amend the General Business Law, in relation to regulating the sale of boots and shoes" (Int. No. 664), which was read the first time and referred to the committee on general laws.

Mr. Downs introduced a bill entitled "An act to amend the Conservation Law, in relation to posting notices by others than owners or leasees of lands" (Int. No. 665), which was read the first time and referred to the committee on conservation.

Mr. Franchot introduced a bill entitled "An act to amend the Penal Law, in relation to traffic on Sunday" (Int. No. 666), which was read the first time and referred to the committee on codes.

Mr. Hackenburg introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to the right of defendant on acquittal to compensation" (Int. No. 667), which was read the first time and referred to the committee on codes.

Mr. Jeffery introduced a bill entitled "An act to authorize the construction of a foot bridge over the Erie canal, at Chapel street in the city of Lockport, Niagara county, and making an appropriation therefor" (Int. No. 668), which was read the first time and referred to the committee on ways and means.

Mr. Jesse introduced a bill entitled "An act to amend the New York City Municipal Court Code, in relation to board of justices" (Int. No. 669), which was read the first time and referred to the committee on codes.

Mr. Jacobs introduced a bill entitled "An act to amend the Conservation Law, in relation to the open season for black, gray and fox squirrels" (Int. No. 670), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the open season for hares and rabbits" (Int. No. 671), which was read the first time and referred to the committee on conservation.

Mr. Merrigan introduced a bill entitled "An act to amend the Civil Service Law, in relation to inspectors of carpenter's work and construction" (Int. No. 672), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the General Business Law, in relation to pawnbrokers and second hand dealers" (Int. No. 673), which was read the first time and referred to the committee on the judiciary.

Mr. McGinnies introduced a bill entitled "An act to amend the Prison Law, in relation to the transfer of prisoners from the Eastern New York Reformatory to the New York State Reformatory and to the discontinuance of the Eastern New York Reformatory, and reappropriating certain moneys for expenses"

(Int. No. 674), which was read the first time and referred to the committee on ways and means.

Mr. J. G. Moore introduced a bill entitled "An act to amend the Real Property Law, in relation to registering title to real property" (Int. No. 675), which was read the first time and referred to the committee on the judiciary.

Mr. Steinberg introduced a bill entitled "An act to abolish the office of commissioner of records of Kings county, and to confer his powers upon the county clerk, the register and the surrogate of Kings county" (Int. No. 676), which was read the first time and referred to the committee on the judiciary.

Also, "An act to abolish the office of commissioner of records of the surrogate's court in New York county, and to confer his powers upon the surrogates of New York county" (Int. No. 677), which was read the first time and referred to the committee on the judiciary.

Also, "An act to abolish the office of commissioner of records of Bronx county, and to confer his powers upon the county clerk, the register and the surrogate of Bronx county" (Int. No. 678), which was read the first time and referred to the committee on the judiciary.

Also, "An act to abolish the office of commissioner of records of New York county, and to confer his powers upon the county clerk of New York county" (Int. No. 679), which was read the first time and referred to the committee on the judiciary.

Mr. Trahan introduced a bill entitled "An act to amend the Insurance Law, in relation to requiring indemnity bonds on insurance policies from owners of motor vehicles" (Int. No. 680), which was read the first time and referred to the committee on insurance.

Mr. Whitcomb introduced a bill entitled "An act in relation to nominations for public office to be voted for at the village election of the village of Endicott, in the year nineteen hundred and twenty-one" (Int. No. 681), which was read the first time and referred to the committee on the judiciary.

Mr. Hunter introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Charles O. Roe of the village of Canisteo, New York,

against the State, for damages alleged to have been sustained by him, on or about the twenty-second day of March, nineteen hundred and nineteen, through the alleged negligence of the State, its agents and employees on the State highway known as route fifteen, and to render judgment therefor" (Int. No. 682), which was read the first time and referred to the committee on claims.

Mr. Donohue introduced a bill entitled "An act to amend the Decedent Estate Law, in relation to real property" (Int. No. 683), which was read the first time and referred to the committee on the judiciary.

Mr. McKee introduced a bill entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel or annul all water rents or charges which are now a lien upon the property of the Congregation Sons of Israel and Talmud Torah Beth Israel, Incorporated, a religious corporation, in the borough of Bronx, city of New York" (Int. No. 684), which was read the first time and referred to the committee on affairs of cities.

Mr. Zimmerman introduced a bill entitled "An act to amend the Tonawanda city charter, generally" (Int. No. 685), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Civil Practice Act, in relation to actions in which security for maintenance of wife and child will be required" (Int. No. 686), which was read the first time and referred to the committee on the judiciary.

Mr. Leininger introduced a bill entitled "An act to amend the General Business Law, in relation to the rate of interest" (Int. No. 687), which was read the first time and referred to the committee on general laws.

Mr. Moran introduced a bill entitled "An act to amend the Real Property Law, and the Personal Property Law, in relation to the methods, grants and devises for educational purposes" (Int. No. 688), which was read the first time and referred to the committee on the judiciary.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Duke (No. 142, Int. No. 142) entitled "An act to amend the Code of Civil Procedure, in rela-

tion to the filing of independent claims by parties brought in in proceedings before the Court of Claims or a referee on account of appropriation of land by the State," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Zimmerman, Hawkins, Harrington, Evans, Campbell, W. W., Henderson.

In the negative: Mr. Carroll.

Also, Assembly bill introduced by Mr. Duke (No. 483, Int. No. 473) entitled "An act to amend section three hundred and forty-six of the Code of Criminal Procedure, relating to the removal of indictments before trial," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Zimmerman, Hawkins, Harrington, Carroll, Fox, Evans, Campbell, W. W., Henderson.

Also, Assembly bill introduced by Mr. Duke (No. 484, Int. No. 474) entitled "An act to amend section three hundred and forty-four of the Code of Criminal Procedure with respect to removing indictments before trial," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Zimmerman, Hawkins, Harrington, Carroll, Fox, Evans, Campbell, W. W., Henderson.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Bloch (No. 358, Int. No. 358) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the taking of finger-prints of convicted persons," reported in favor of the passage of the same with the following amendment:

Page 2, line 1, after the word "*justices*" insert in italics the words "*of such court*".

Those who voted in the affirmative were: Messrs. Duke, Jenks, Zimmerman, Hawkins, Harrington, Carroll, Fox, Evans, Campbell, W. W., Henderson.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Brady (No. 200, Int. No. 198) entitled "An act to amend the General Corporation Law, in relation to payment of wages by receivers."

Also, the bill introduced by Mr. Brady (No. 202, Int. No. 200) entitled "An act to amend the Education Law, in relation to alien children and children employed in street trades."

Also, the bill introduced by Mr. Bly (No. 590, Int. No. 277) entitled "An act to amend the Greater New York charter, in relation to the pattern and price of water meters," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Chamberlin (No. 591, Int. No. 281) entitled "An act to amend chapter four hundred and forty-eight of the Laws of nineteen hundred and eighteen, entitled 'An act in relation to the department of public works of the city of Syracuse,' in relation to condemnation of lands for local improvements," reported the same with the following recommendations:

Page 1, line 1 of title, strike out "four hundred and forty-eight" and insert "three hundred".

Page 1, line 2 of title, strike out "eighteen" and insert "fourteen".

Page 1, line 4 of title, after "cuse," insert the following: "and repealing certain actions of chapter six hundred and eighty-four of the Laws of nineteen hundred and five, relating thereto,".

Page 1, line 1, strike out "four hundred and forty-eight" and insert "three hundred".

Page 1, line 2, strike out "eighteen" and insert "fourteen".

Page 1, line 4, after "Syracuse" insert "and repealing certain sections of chapter six hundred and eighty-four of the Laws of nineteen hundred and five, relating thereto, as last amended by chapter four hundred and forty-eight of the Laws of nineteen hundred and eighteen,".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

The Senate bill (No. 95, Rec. No. 8) entitled "An act to amend chapter six hundred and eighty-four of the Laws of nineteen hundred and five, entitled 'An act to supplement the pro-

visions of law relating to the department of public works of the city of Syracuse,' in relation to the assessment of pavements and sewers," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 1

Those who voted in the affirmative were:

Adler	Crowley	Hausner	McKee	Seaker
Antin	Dickstein	Hawkins	McLoughlin	Seelbach
Aronson	Dobson	Henderson	McWhinney	Smith C C
Bailey	Doherty	Hunter	Mead	Smith J C
Barnes	Downs	Hutchinson	Merrigan	Smith M L
Bartholomew	Druss	Jacobs	Miller	Smith T K
Baum	Duke	Jager	Moore J G	Solomon
Beasley	Ellsworth	Jeffery	Moore T C	Soule
Betts	Evans	Jenks	Moran	Steinberg
Blakely	Everett	Jesse	Morrissey	Stitt
Blodgett	Fenner	Judson	Moses	Taylor
Bly	Finch	Kelly	Mullen	Trahan
Booth	Flynn	Kirkland	Neary	Ullman
Borkowski	Fox	Lattin	Nichols	Van Wagenen
Brady	Frerichs	Leininger	O'Connor	Wallace
Brooks	Gaffers	Lewis	Orr	Wackerman
Brundage	Gage	Lieberman	Pette	Walsh
Campbell E C	Galgano	Long	Porter	Warren
Campbell W W	Gardner	Lord	Rayher	Webb
Carroll	Gempler	Lown	Reiburn	Wells
Caulfield	Giaccone	MacFarland	Reilly	Wheelock
Chamberlin	Gray	Martin	Reiss	Whitecomb
Cheney	Greenwald	Mastick	Rice	Williams
Clayton	Hackenburg	McArdle	Roosevelt	Witter
Cole	Hager	McCleary	Rowe	Wright
Cogrove	Hamill	McDonald	Sackett	Yale
Cowee	Harrington	McGinnies	Schwab	Zimmerman
Crews	Harris			

In the negative:

Donohue

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 96, Rec. No. 9) entitled "An act to amend chapter five hundred and thirty-three of the Laws of nine-

teen hundred and twelve, entitled 'An act to provide for the relief of the city of Syracuse from crossings at grade of the streets, avenues and public grounds therein by railroads operated by steam,' in relation to commissioners," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McKee	Seelbach
Antin	Dickstein	Hausner	McLoughlin	Slacer
Aronson	Dobson	Hawkins	McWhinney	Smith C C
Bailey	Doherty	Henderson	Mead	Smith J C
Barnes	Donohue	Hunter	Merrigan	Smith M L
Bartholomew	Downs	Hutchinson	Miller	Smith T K
Baum	Druss	Jacobs	Moore J G	Solomon
Beasley	Duke	Jager	Moore T C	Soule
Betts	Ellsworth	Jeffery	Moran	Steinberg
Blakely	Evans	Jenks	Morrissey	Stitt
Blodgett	Everett	Jesse	Moses	Taylor
Bly	Fenner	Judson	Mullen	Trahan
Booth	Finch	Kelly	Neary	Ullman
Borkowski	Flynn	Kirkland	Nichols	VanWagenen
Brady	Fox	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Campbell E C	Gage	Lieberman	Porter	Warren
Campbell W W	Galgano	Long	Rayher	Webb
Carroll	Gardner	Lord	Reiburn	Wells
Caulfield	Gempler	Lown	Reilly	Wheelock
Chamberlin	Giaccone	MacFarland	Reiss	Whitcomb
Cheney	Gray	Martin	Rice	Williams
Clayton	Greenwald	Mastick	Roosevelt	Witter
Cole	Hackenburg	McArdle	Rowe	Wright
Cosgrove	Hager	McCleary	Sackett	Yale
Cowee	Hamill	McDonald	Schwab	Zimmerman
Crews	Harrington	McGinnies	Seaker	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 97, Rec. No. 10) entitled "An act to amend chapter six hundred and eighty-one of the Laws of nine-

teen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse,' in relation to the disposition of the proceeds of bonds," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 1

Those who voted in the affirmative were:

Adler	Crowley	Hausner	McLoughlin	Seelbach
Antin	Dickstein	Hawkins	McWhinney	Smith C C
Aronson	Dobson	Henderson	Mead	Smith J C
Bailey	Doherty	Hunter	Merrigan	Smith M L
Barnes	Downs	Hutchinson	Miller	Smith T K
Bartholomew	Druss	Jacobs	Moore J G	Solomon
Baum	Duke	Jager	Moore T C	Soule
Beasley	Ellsworth	Jeffery	Moran	Steinberg
Betts	Evans	Jenks	Morrissey	Stitt
Blakely	Everett	Jesse	Moses	Taylor
Blodgett	Fenner	Judson	Mullen	Trahan
Bly	Finch	Kelly	Neary	Ullman
Booth	Flynn	Kirkland	Nichols	Van Wagenen
Borkowski	Fox	Lattin	O'Connor	Wackerman
Brady	Frerichs	Leininger	Orr	Wallace
Brooks	Gaffers	Lewis	Pette	Walsh
Brundage	Gage	Lieberman	Porter	Warren
Campbell E C	Galgano	Long	Rayher	Webb
Campbell W W	Gardner	Lord	Reiburn	Wells
Carroll	Gempler	Lown	Reilly	Westall
Caulfield	Giaccone	MacFarland	Reiss	Wheelock
Chamberlin	Gray	Martin	Rice	Whitcomb
Cheney	Greenwald	Mastick	Roosevelt	Williams
Clayton	Hackenburg	McArdle	Rowe	Witter
Cole	Hager	McCleary	Sackett	Wright
Cosgrove	Hamill	McDonald	Schwab	Yale
Cowie	Harrington	McGinnies	Seaker	Zimmerman
Crews	Harris	McKee		

In the negative:

Donohue

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 269, Int. No. 267) entitled "An act in relation to the Crosby Public Library of Antwerp, New York," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McKee	Seaker
Antin	Dickstein	Hausner	McLoughlin	Seelbach
Aronson	Dobson	Hawkins	McWhinney	Smith C C
Bailey	Doherty	Henderson	Mead	Smith J C
Barnes	Donohue	Hunter	Merrigan	Smith M L
Bartholomew	Downs	Hutchinson	Miller	Smith T K
Baum	Druss	Jacobs	Moore J G	Solomon
Beasley	Duke	Jager	Moore T C	Soule
Betts	Ellsworth	Jeffery	Moran	Steinberg
Blakely	Evans	Jenks	Morrissey	Stitt
Elodgett	Everett	Jesse	Moses	Taylor
Bly	Fenner	Judson	Mullen	Trahan
Booth	Finch	Kelly	Neary	Ullman
Borkowski	Flynn	Kirkland	Nichols	VanWagenen
Brady	Fox	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Campbell E C	Gage	Lieberman	Porter	Warren
Campbell W W	Galgano	Long	Rayher	Webb
Carroll	Gardner	Lord	Reiburn	Wells
Caulfield	Gempler	Lown	Reilly	Wheelock
Chamberlin	Giaccone	MacFarland	Reiss	Whitcomb
Cheney	Gray	Martin	Rice	Williams
Clayton	Greenwald	Mastick	Roosevelt	Witter
Cole	Hackenburg	McArdle	Rowe	Wright
Cosgrove	Hager	McCleary	Sackett	Yale
Cowee	Hamill	McDonald	Schwab	Zimmerman
Crews	Harrington	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 262, Int. No. 260) entitled "An act to amend the Education Law, in relation to the appointment of a Supreme Court librarian at Watertown," having been announced for a third reading,

On motion of Mr. Barnes, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 258, Int. No. 256) entitled "An act to amend chapter three hundred and seven of the Laws of nineteen hundred and thirteen, entitled 'An act to extend the boundaries of the city of Utica by annexing thereto a part of the town of New Hartford, and to provide for the government of the territory so annexed,' in relation to the eleventh and thirteenth wards," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McKee	Seelbach
Antin	Dickstein	Hausner	McLoughlin	Seaker
Aronson	Dobson	Hawkins	McWhinney	Smith C C
Bailey	Doherty	Henderson	Mead	Smith J C
Barnes	Donohue	Hunter	Merrigan	Smith M L
Bartholomew	Downs	Hutchinson	Miller	Smith T K
Baum	Druss	Jacobs	Moore J G	Solomon
Beasley	Duke	Jager	Moore T C	Soule
Betts	Ellsworth	Jeffery	Moran	Steinberg
Blakely	Evans	Jenks	Morrissey	Stitt
Blodgett	Everett	Jesse	Moses	Taylor
Bly	Fenner	Judson	Mullen	Trahan
Booth	Finch	Kelly	Neary	Ullman
Borkowski	Flynn	Kirkland	Nichols	VanWagenen
Brady	Fox	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Campbell E C	Gage	Lieberman	Porter	Warren
Campbell W W	Galgano	Long	Rayher	Webb
Carroll	Gardner	Lord	Reiburn	Wells
Caulfield	Gempier	Lown	Reilly	Wheelock
Chamberlin	Giaccone	MacFarland	Reiss	Whitcomb
Cheney	Gray	Martin	Rice	Williams
Clayton	Greenwald	Mastick	Roosevelt	Witter
Cole	Hackenburg	McArdle	Rowe	Wright
Cosgrove	Hager	McCleary	Sackett	Yale
Cowee	Hamill	McDonald	Schwab	Zimmerman
Crews	Harrington	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 428, Int. No. 419) entitled "An act to amend chapter one hundred and sixty-one of the Laws of nineteen hundred and seven, entitled 'An act to create and establish a firemen's relief and pension fund for the fire department of the city of Utica, and authorizing the granting and payment of pensions and relief therefrom,' in relation to the composition of such fund and to repeal subdivision two of section one and subdivision five of section two of such chapter," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McKee	Seaker
Antin	Dickstein	Hausner	McLoughlin	Seelbach
Aronson	Dobson	Hawkins	McWhinney	Smith C C
Bailey	Doherty	Henderson	Mead	Smith J C
Barnes	Donohue	Hunter	Merrigan	Smith M L
Bartholomew	Downs	Hutchinson	Miller	Smith T K
Baum	Druss	Jacobs	Moore J G	Solomon
Beasley	Duke	Jager	Moore T C	Soule
Betts	Ellsworth	Jeffery	Moran	Steinberg
Blakely	Evans	Jenks	Morrissey	Stitt
Blodgett	Everett	Jesse	Moses	Taylor
Bly	Fenner	Judson	Mullen	Trahan
Booth	Finch	Kelly	Neary	Ullman
Borkowski	Flynn	Kirkland	Nichols	VanWagenen
Brady	Fox	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leiminger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Campbell E C	Gage	Lieberman	Porter	Warren
Campbell W W	Galgano	Long	Rayher	Webb
Carroll	Gardner	Lord	Reiburn	Wells
Caulfield	Gempler	Lown	Reilly	Wheelock
Chamberlin	Giaccone	MacFarland	Reiss	Whitcomb
Cheney	Gray	Martin	Rice	Williams
Clayton	Greenwald	Mastick	Roosevelt	Witter
Cole	Hackenburg	McArdle	Rowe	Wright
Cosgrove	Hager	McCleary	Sackett	Yale
Cowee	Hamill	McDonald	Schwab	Zimmerman
Crews	Harrington	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 493, Int. No. 483) entitled "An act giving power to the trustees of the village of Bellport, Suffolk county, New York, to lease a portion of Bellport avenue, known as the dock, extending into Great South bay at the foot of Bellport avenue in such village to the Bellport Bay Yacht Club, Incorporated, for a club house," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McKee	Seaker
Antin	Dickstein	Hausner	McLoughlin	Seelbach
Aronson	Dobson	Hawkins	McWhinney	Smith C C
Bailey	Doherty	Henderson	Mead	Smith J C
Barnes	Donohue	Hunter	Merrigan	Smith M L
Bartholomew	Downs	Hutchinson	Miller	Smith T K
Baum	Druss	Jacobs	Moore J G	Solomon
Beasley	Duke	Jager	Moore T C	Soule
Betts	Ellsworth	Jeffery	Moran	Steinberg
Blakely	Evans	Jenks	Morrissey	Stitt
Blodgett	Everett	Jesse	Moses	Taylor
Bly	Fenner	Judson	Mullen	Trahan
Booth	Finch	Kelly	Neary	Ullman
Borkowski	Flynn	Kirkland	Nichols	Van Wagenen
Brady	Fox	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Campbell E C	Gage	Lieberman	Porter	Warren
Campbell W W	Galgano	Long	Rayher	Webb
Carroll	Gardner	Lord	Reiburn	Wells
Caulfield	Gempler	Lown	Reilly	Wheelock
Chamberlin	Giaccone	MacFarland	Reiss	Whitcomb
Cheney	Gray	Martin	Rice	Williams
Clayton	Greenwald	Mastick	Roosevelt	Witter
Cole	Hackenburg	McArdle	Rowe	Wright
Cogrove	Hager	McCleary	Sackett	Yale
Cowee	Hamill	McDonald	Schwab	Zimmerman
Crews	Harrington	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 225, Int. No. 223) entitled "An act to amend the Town Law, in relation to certain town charges in Franklin county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McKee	Seaker
Antin	Dickstein	Hausner	McLoughlin	Seelbach
Aronson	Dobson	Hawkins	McWhinney	Smith C C
Bailey	Doherty	Henderson	Mead	Smith J C
Barnes	Donohue	Hunter	Merrigan	Smith M L
Bartholomew	Downs	Hutchinson	Miller	Smith T K
Baum	Druss	Jacobs	Moore J G	Solomon
Beasley	Duke	Jager	Moore T C	Soule
Betts	Ellsworth	Jeffery	Moran	Steinberg
Blakely	Evans	Jenks	Morrissey	Stitt
Blodgett	Everett	Jesse	Moses	Taylor
Bly	Fenner	Judson	Mullen	Trahan
Booth	Finch	Kelly	Neary	Ullman
Borkowski	Flynn	Kirkland	Nichols	VanWagenen
Brady	Fox	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Campbell E C	Gage	Lieberman	Porter	Warren
Campbell W W	Galgano	Long	Rayher	Webb
Carroll	Gardner	Lord	Reiburn	Wells
Caulfield	Gempler	Lown	Reilly	Wheelock
Chamberlin	Giaccone	MacFarland	Reiss	Whitcomb
Cheney	Gray	Martin	Rice	Williams
Clayton	Greenwald	Mastick	Roosevelt	Witter
Cole	Hackenburg	McArdle	Rowe	Wright
Cosgrove	Hager	McCleary	Sackett	Yale
Cowee	Hamill	McDonald	Schwab	Zimmerman
Crews	Harrington	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 450, Int. No. 441) entitled "An act for the relief of the towns of Harrietstown, Santa Clara, Brighton and Franklin, in the county of Franklin, on account of expenses incurred in the removal of brush from highways adjoining State lands," was read the third time, having been printed and upon the

desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McKee	Seaker
Antin	Dickstein	Hausner	McLoughlin	Seelbach
Aronson	Dobson	Hawkins	McWhinney	Smith C C
Bailey	Doherty	Henderson	Mead	Smith J C
Barnes	Donohue	Hunter	Merrigan	Smith M L
Bartholomew	Downs	Hutchinson	Miller	Smith T K
Baum	Druss	Jacobs	Moore J G	Solomon
Beasley	Duke	Jager	Moore T C	Soule
Betts	Ellsworth	Jeffery	Moran	Steinberg
Blakely	Evans	Jenks	Morrissey	Stitt
Blodgett	Everett	Jesse	Moses	Taylor
Bly	Fenner	Judson	Mullen	Trahan
Booth	Finch	Kelly	Neary	Ullman
Borkowski	Flynn	Kirkland	Nichols	VanWagenen
Brady	Fox	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Campbell E C	Gage	Lieberman	Porter	Warren
Campbell W W	Galgano	Long	Rayher	Webb
Carroll	Gardner	Lord	Reiburn	Wells
Caulfield	Gempler	Lown	Reilly	Wheelock
Chamberlin	Giaccone	MacFarland	Reiss	Whitcomb
Cheney	Gray	Martin	Rice	Williams
Clayton	Greenwald	Mastick	Roosevelt	Witter
Cole	Hackenburg	McArdle	Rowe	Wright
Cosgrove	Hager	McCleary	Sackett	Yale
Cowee	Hamill	McDonald	Schwab	Zimmerman
Crews	Harrington	McGinnies		

Ordered. That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 91, Int. No. 91) entitled "An act to amend the Highway Law, in relation to the improvement, partly at county expense, of State routes to be constructed or improved with Federal aid," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McKee	Seaker
Antin	Dickstein	Hausner	McLoughlin	Seelbach
Aronson	Dobson	Hawkins	McWhinney	Smith C C
Bailey	Doherty	Henderson	Mead	Smith J C
Barnes	Donohue	Hunter	Merrigan	Smith M L
Bartholomew	Downs	Hutchinson	Miller	Smith T K
Baum	Druss	Jacobs	Moore J G	Solomon
Beasley	Duke	Jager	Moore T C	Soule
Betts	Ellsworth	Jeffery	Moran	Steinberg
Blakely	Evans	Jenks	Morrissey	Stitt
Blodgett	Everett	Jesse	Moses	Taylor
Bly	Fenner	Judson	Mullen	Trahan
Booth	Finch	Kelly	Neary	Ullman
Borkowski	Flynn	Kirkland	Nichols	VanWagenen
Brady	Fox	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Campbell E O	Gage	Lieberman	Porter	Warren
Campbell W W	Galgano	Long	Rayher	Webb
Carroll	Gardner	Lord	Reiburn	Wells
Caulfield	Gempler	Lown	Reilly	Wheelock
Chambertin	Giaccone	MacFarland	Reiss	Whitcomb
Cheney	Gray	Martin	Rice	Williams
Clayton	Greenwald	Mastick	Roosevelt	Witter
Cole	Hackenburg	McArdle	Rowe	Wright
Cosgrove	Hager	McCleary	Sackett	Yale
Cowee	Hamill	McDonald	Schwab	Zimmerman
Crews	Harrington	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Kirkland offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 68, Rec. No. 5) entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the compensation of assessors."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Kirkland, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Kirkland, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McKee	Seaker
Antin	Dickstein	Hausner	McLoughlin	Seelbach
Aranson	Dobson	Hawkins	McWhinnery	Smith C C
Bailey	Doherty	Henderson	Mead	Smith J C
Barnes	Donohue	Hunter	Merrigan	Smith M L
Bartholomew	Downs	Hutchinson	Miller	Smith T K
Baum	Druss	Jacobs	Moore J G	Solomon
Beasley	Duke	Jager	Moore T C	Soule
Betts	Ellsworth	Jeffery	Moran	Steinberg
Blakely	Evans	Jenks	Morrissey	Stitt
Blodgett	Everett	Jesse	Moses	Taylor
Bly	Fenner	Judson	Mullen	Trahan
Booth	Finch	Kelly	Neary	Ullman
Borkowski	Flynn	Kirkland	Nichols	VanWagenen
Brady	Fox	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Campbell E C	Gage	Lieberman	Porter	Warren
Campbell W W	Galgano	Long	Rayher	Webb
Carroll	Gardner	Lord	Reiburn	Wells
Caulfield	Gempler	Lown	Reilly	Wheelock
Chamberlin	Giaccone	MacFarland	Reiss	Whitcomb
Cheney	Gray	Martin	Rice	Williams
Clayton	Greenwald	Mastick	Roosevelt	Witter
Cole	Hackenburg	McArdle	Rowe	Wright
Cosgrove	Hager	McCleary	Sackett	Yale
Cowee	Hamill	McDonald	Schwab	Zimmerman
Crews	Harrington	McGinnies		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 227, Int. No. 225) entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the com-

pensation of assessors," having been announced for a third reading,

On motion of Mr. Kirkland, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 494, Int. No. 484) entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Lewis county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McKee	Seaker
Antin	Dickstein	Hausner	McLoughlin	Seelbach
Aronson	Dobson	Hawkins	McWhinney	Smith C C
Bailey	Doherty	Henderson	Mead	Smith J C
Barnes	Donohue	Hunter	Merrigan	Smith M L
Bartholomew	Downs	Hutchinson	Miller	Smith T K
Baum	Druss	Jacobs	Moore J G	Solomon
Beasley	Duke	Jager	Moore T C	Soule
Betts	Ellsworth	Jeffery	Moran	Steinberg
Blakely	Evans	Jenks	Morrissey	Stitt
Blodgett	Everett	Jesse	Moses	Taylor
Bly	Fenner	Judson	Mullen	Trahan
Booth	Finch	Kelly	Neary	Ullman
Borkowski	Flynn	Kirkland	Nichols	VanWagenen
Brady	Fox	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Campbell E C	Gage	Lieberman	Porter	Warren
Campbell W W	Galgano	Long	Rayher	Webb
Carroll	Gardner	Lord	Reiburn	Wells
Caulfield	Gempler	Lown	Reilly	Wheelock
Chamberlin	Giaccone	MacFarland	Reiss	Whitcomb
Cheney	Gray	Martin	Rice	Williams
Clayton	Greenwald	Mastick	Roosevelt	Witter
Cole	Hackenburg	McArdle	Rowe	Wright
Cosgrove	Hager	McCleary	Sackett	Yale
Cowee	Hamill	McDonald	Schwab	Zimmerman
Crews	Harrington	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 424, Int. No. 415) entitled "An act to amend chapter fifty-three of the Laws of eighteen hundred and eighty-two, entitled 'An act to provide for erecting and completing an addition to the town hall in Saratoga Springs,' in relation to the duties of the supervisor," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McKee	Seaker
Antin	Dickstein	Hausner	McLoughlin	Seelbach
Aronson	Dobson	Hawkins	McWhinney	Smith C C
Bailey	Doherty	Henderson	Mead	Smith J C
Barnes	Donohue	Hunter	Merrigan	Smith M L
Bartholomew	Downs	Hutchinson	Miller	Smith T K
Baum	Druss	Jacobs	Moore J G	Solomon
Beasley	Duke	Jager	Moore T C	Soule
Betta	Ellsworth	Jeffery	Moran	Steinberg
Blakely	Evans	Jenks	Morrissey	Stitt
Blodgett	Everett	Jesse	Moses	Taylor
Bly	Fenner	Judson	Mullen	Trahan
Booth	Finch	Kelly	Neary	Ullman
Borkowski	Flynn	Kirkland	Nichols	VanWagenen
Brady	Fox	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Campbell E C	Gage	Lieberman	Porter	Warren
Campbell W W	Galgano	Long	Rayher	Webb
Carroll	Gardner	Lord	Reiburn	Wells
Caulfield	Gempler	Lown	Reilly	Wheelock
Chamberlin	Giaccone	MacFarland	Reiss	Whitcomb
Cheney	Gray	Martin	Rice	Williams
Clayton	Greenwald	Mastick	Roosevelt	Witter
Cole	Hackenburger	McArdle	Rowe	Wright
Cosgrove	Hager	McCleary	Sackett	Yale
Cowee	Hamill	McDonald	Schwab	Zimmerman
Crews	Harrington	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 193, Int. No. 193) entitled "An act to amend the Penal Law, in relation to failure to protect horses from slipping," was read the third time, having been printed and upon

the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 74

NOES 44

Those who voted in the affirmative were:

Adler	Caulfield	Gaffers	Kiernan	Orr
Aronson	Chamberlin	Gage	Leininger	Porter
Bailey	Cowee	Galgano	Lieberman	Rayher
Baum	Crews	Gardner	Lyman	Reiburn
Bloch	Crowley	Gempler	Martin	Reiss
Blodgett	Di Pirro	Giaccone	Mastick	Rice
Bly	Doherty	Gray	McArdle	Roosevelt
Booth	Donohue	Greenwald	McDonald	Schwab
Borkowski	Downs	Hackenburg	McWhinney	Smith M L
Brooks	Druss	Hamill	Moore J G	Solomon
Brundage	Ellsworth	Hawkins	Moore T C	Steinberg
Burchill	Evans	Henderson	Morrissey	Ullman
Campbell E C	Fenner	Mullen	Jacobs	Wackerman
Campbell W W	Finch	Jager	Nichols	Walsh
Carroll	Fox	Jesse	O'Connor	

Those who voted in the negative were:

Brady	Harris	Lewis	Sackett	Warren
Cheney	Hausner	Long	Seelbach	Webb
Clayton	Hunter	Lord	Smith C C	Whitcomb
Cole	Hutchinson	Lown	Smith J C	Williams
Cosgrove	Jeffery	McCleary	Smith T K	Witter
Everett	Jenks	McGinnies	Soule	Wright
Franchot	Judson	Mead	Stitt	Yale
Hager	Kirkland	Miller	Trahan	Zimmerman
Harrington	Lattin	Moran	VanWagenen	

Mr. Steinberg moved to reconsider the vote by which said bill was lost, and that said motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The bill (No. 320, Int. No. 319) entitled "An act to amend the Military Law, in relation to pensions," was read the third time, having been printed and upon the desks of the members in its final form at last three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McKee	Seaker
Antin	Dickstein	Hausner	McLoughlin	Seelbach
Aronson	Dobson	Hawkins	McWhinney	Smith C E
Bailey	Doherty	Henderson	Mead	Smith J C
Barnes	Donohue	Hunter	Merrigan	Smith M L
Bartholomew	Downs	Hutchinson	Müller	Smith T K
Baum	Druss	Jacobs	Moore J G	Solomon
Beasley	Duke	Jager	Moore T C	Soule
Betts	Ellsworth	Jeffery	Moran	Steinberg
Blakely	Evans	Jenks	Morrissey	Stitt
Blodgett	Everett	Jesse	Moses	Taylor
Bly	Fenner	Judson	Mullen	Trahan
Booth	Finch	Kelly	Neary	Ullman
Borkowski	Flynn	Kirkland	Nichols	VanWagenen
Brady	Fox	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leiminger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Campbell E C	Gage	Lieberman	Porter	Warren
Campbell W W	Galgano	Long	Rayher	Webb
Carroll	Gardner	Lord	Reiburn	Wells
Caulfield	Gempler	Lown	Reilly	Wheelock
Chamberlin	Giaccone	MacFarland	Reiss	Whitcomb
Cheney	Gray	Martin	Rice	Williams
Clayton	Greenwald	Mastick	Roosevelt	Witter
Cole	Hackenburg	McArdle	Rowe	Wright
Cosgrove	Hager	McCleary	Sackett	Yale
Cowee	Hamill	McDonald	Schwab	Zimmerman
Crews	Harrington	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 629, Int. No. 104) entitled "An act in relation to employers' liability, constituting chapter seventy-three of the Consolidated Laws," was read the second time.

On motion of Mr. Brady, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 207, Assembly Reprint No. 626, Rec. No. 17) entitled "An act to amend the Highway Law in relation to the designation of an ultimate and definitive system of State and county highways to be constructed and maintained by the State, and to approve a map upon which such system is designated," having been announced, Mr. Cole moved to amend as follows:

Page 50, insert between lines 11 and 12 in italics:

"Route 51, commencing at a point on the Delaware river at or near the city of Port Jervis in Orange county, and running thence northwesterly along the Delaware river as nearly as practicable to a point on the dividing line between Sullivan and Delaware counties, thence to the village of Hancock."

Page 54, lines 3 and 4, strike out the words, "New Lebanon-Stephentown, part one; Stuyvesant-Castleton, part one", and insert in lieu thereof the words, "Chatham, Queechy Lake, New Lebanon."

Page 59, line 9, insert at the end of the line in italics "road number fourteen hundred and sixty-seven, Cobleskill-Sharon Springs, part two, five and twenty-four one hundredths miles; road number fifteen hundred and seventy-two, Middleburg-Franklinton, six miles".

Page 59, line 25, insert after "land" in italics "; Corning-Hornby".

Page 60, line 5, strike out "wood-".

Page 60, strike out lines 6 and 7.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

AYES 45

NOES 82

Those who voted in the affirmative were:

Blodgett	Dickstein	Hackenburg	Lyman	Schwab
Borkowski	Di Pirro	Hamill	McArdle	Soule
Brundage	Donohue	Harrington	McDonald	Stitt
Burchill	Druss	Hawkins	Mead	Ullman
Caulfield	Finch	Henderson	Merrigan	Wackerman
Clayton	Galgano	Hunter	Moore J G	Walsh
Cole	Gempler	Leininger	O'Connor	Warren
Cosgrove	Gray	Lieberman	Rayher	Wells
Crews	Greenwald	Long	Reiburn	Whitcomb

Those who voted in the negative were:

Adler	Dobson	Hausner	McCleary	Seelbach
Bailey	Doherty	Hutchinson	McGinnies	Smith C C
Barnes	Downs	Jacobs	McWhinney	Smith J C
Bartholomew	Duke	Jager	Miller	Smith M L
Baum	Ellsworth	Jeffery	Moore T C	Smith T K
Betts	Evans	Jenks	Moran	Solomon
Bly	Everett	Jesse	Morrissey	Steinberg
Booth	Fenner	Judson	Mullen	VanWagenen
Brady	Fox	Kirkland	Neary	Wallace
Brooks	Franchot	Lattin	Nichols	Webb
Campbell E C	Frerichs	Lewis	Orr	Wheelock
Campbell W W	Gaffers	Lord	Porter	Williams
Carroll	Gage	Lown	Reiss	Witter
Chamberlin	Gardner	MacFarland	Rice	Wright
Cheney	Giaccone	Martin	Roosevelt	Yale
Cowee	Hager	Mastick	Sackett	Zimmerman
Crowley	Harris			

Said bill was then read the second time.

On motion of Mr. Wheelock, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 630, Int. No. 135) entitled "An act to amend the General City Law, in relation to prohibiting cities of the first class from increasing during any calendar year the compensation of any of their employees after the same shall have been fixed by and in the budget for such calendar year," was read the second time.

On motion of Mr. Steinberg, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 669, Int. No. 105) entitled "An act in relation to labor, constituting chapter thirty-one of the Consolidated Laws," was read the second time.

On motion of Mr. Brady, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 628, Int. No. 564) entitled "An act making appropriations for emergencies for the current fiscal year, supplying deficiencies in former appropriations, and other expenses of government," was read the second time.

On motion of Mr. McGinnies, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate sent for concurrence the following entitled bill:

"An act to change the name of the 'The Utica Female Academy' to 'Utica Country Day School,' defining the powers and duties of such corporation, and repealing certain acts relating thereto" (No. 362, Rec. No. 38), which was read the first time.

On motion of Mr. Martin, and by unanimous consent, said bill was read the second time and ordered to a third reading.

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY.

To the Legislature:

It appearing to my satisfaction that the public interest requires it: Therefore, In accordance with the provisions of section fifteen of article three of the Constitution and by virtue

of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill (Int. No. 346, Printed No. 362) entitled "An act to change the name of 'The Utica Female Academy' to 'Utica Country Day School,' defining the powers and duties of such corporation, and repealing certain acts relating thereto," as amended.

GIVEN under my hand and the Privy Seal of the State at the Capitol in the city of Albany this fifteenth [L. s.] day of February in the year of our Lord one thousand nine hundred and twenty-one.

(Signed) NATHAN L. MILLER.

By the Governor:

W. WARD SMITH,

Secretary to the Governor.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harris	McKee	Seaker
Antin	Dickstein	Hausner	McLoughlin	Seelbach
Aronson	Dobson	Hawkins	McWhinney	Smith C C
Bailey	Doherty	Henderson	Mead	Smith J C
Barnes	Donohue	Hunter	Merrigan	Smith M L
Bartholomew	Downs	Hutchinson	Miller	Smith T K
Baum	Druss	Jacobs	Moore J G	Solomon
Beasley	Duke	Jager	Moore T C	Soule
Betts	Ellsworth	Jeffery	Moran	Steinberg
Blakely	Evans	Jenks	Morrissey	Stitt
Blodgett	Everett	Jesse	Moses	Taylor
Bly	Fenner	Judson	Mullen	Trahan
Booth	Finch	Kelly	Neary	Ullman
Borkowski	Flynn	Kirkland	Nichols	Van Wagenen
Brady	Fox	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Campbell E C	Gage	Lieberman	Porter	Warren
Campbell W W	Galgano	Long	Rayher	Webb
Carroll	Gardner	Lord	Reiburn	Wells
Caulfield	Gempler	Lown	Reilly	Wheelock
Chamberlin	Giaccone	MacFarland	Reiss	Whitcomb
Cheney	Gray	Martin	Rice	Williams
Clayton	Greenwald	Mastick	Roosevelt	Witter

Cole	Hackenburg	McArdle	Rowe	Wright
Cosgrove	Hager	McCleary	Sackett	Yale
Cowee	Hamill	McDonald	Schwab	Zimmerman
Crews	Harrington	McGinnies		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Wheelock, the committee on revision was instructed to report Senate bill (No. 207, Assembly Reprint No. 626, Rec. No. 17) entitled "An act to amend the Highway Law, in relation to the designation of an ultimate and definitive system of State and county highways to be constructed and maintained by the State, and to approve a map upon which such system is designated," with the following recommendations:

Page 61, line 9, after connection change comma to semicolon.

Page 56, line 24, strike out Lake Shore Boulevard and insert "River Road".

Page 60, line 23, after "Granville" change comma to semicolon.

Page 8, line 1, insert comma after "thirty-five".

Page 53, line 23, change "Carows" to "Corons"; change "Chcrmbusco" to "Churubusco".

Page 57, line 8, change "Cedarville" to "Cedarvale".

Page 59, line 1, change "Wayville" to "Snake Hill".

Page 56, line 8, strike out "Unadilla Forks" and insert "Bridgewater".

Page 56, line 22, strike out "from" and transpose "through the southerly portion of Nassau county on a route to be determined by the commission" from lines 20 and 21 to line 22, to be insert after "line".

The following resolutions introduced February 14th, and laid upon the table under the rule were read:

By Mr. Brundage.

Whereas, There is now pending in Congress house joint resolution number three hundred and eighty-six, providing for the transportation to this country of the body of an unknown American soldier who fell on the battlefields of France, for the burial of the remains with appropriate military ceremony; and

Whereas, The veterans of the army, navy and marine corps of the United States, by their unswerving loyalty and devotion to duty brought to a victorious end the conflict which held the

world in its unyielding grasp for a period of more than four years; and

Whereas, These veterans by their stamina, courage and bravery and through their physical and mental suffering have shown to the world their unswerving devotion to the ideals for which we as a government are organized; and

Whereas, Many of the comrades of those who have returned lie buried in unknown graves in France, there to remain as a lasting monument to the principles of liberty and justice to all mankind and as a warning to those who would dare attack our national honor; and

Whereas, The governments of France and Great Britain have already indicated by ceremony and the return of one of their unknown heroes, their respect and honorable recognition of the heroic sacrifices of these men; and

Whereas, The American Legion, the Veterans of Foreign Wars and various veteran organizations and the patriotic citizens generally have endorsed the plan to thus honor our heroes, and inasmuch as General Pershing, General Wood and other military and civic leaders have voiced their approval of the plan not only as a tribute to the men who served but as a patriotic appeal and a lesson to future generations; now, therefore, be it

Resolved (if the Assembly concur), That the Legislature of the State of New York voice its approval of the enactment of such resolution and that copies of this resolution be transmitted by the Clerks of the Senate and Assembly to the Clerks of the Senate and House of Representatives and to the United States Senators and Congressmen elected from New York State.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

By Mr. Reiburn:

Whereas, There have appeared in the public press at various times in the past few months, reports that the war debts or part of them, due and owing to the United States of America, were to be or were sought to be cancelled; and

Whereas, Under date of February 12, 1921, the Secretary of the Treasury, Mr. Houston, is reported in the public press to have told the United States Senate Committee on Foreign Relations that the government of Great Britain had made several advances to the government of the United States for the cancellation of her debt of over \$4,000,000,000 to the United States of America; and

Whereas, Certain loans were heretofore made by the United States of America to the government of Great Britain, France, Italy, Belgium, Russia, Czecho-Slovakia, Greece, Serbia, Rumania and Liberia aggregating more than ten billion dollars, the payment of interest on which, amounting to nearly \$500,000,000 annually has already been deferred for three years or more; and

Whereas, Said war debts or advances payable and due to the United States constitute a substantial and enormous portion of the potential or expectant assets, income, wealth, or resources of the said United States; and

Whereas, Thousands of the people of the State of New York are vitally and properly interested in the present and future assets, income, credits and resources of the United States both as citizens thereof and as owners and holders of Liberty and Victory Loan Bonds issued thereby; and

Whereas, The cancellation of such war debts or advances as aforesaid would materially reduce and deplete the necessary and expectant income, and resources of the United States, thereby resulting in greater burden of taxation on the people of the United States,

Be it Resolved (if the Senate concur), That the Legislature of the State of New York protest against the cancellation by the United States government of war debts or advances due said government or of any portion thereof; and be it further

Resolved, That copies of this resolution be transmitted by the Clerks of the Senate and Assembly to the President of the United States, the Secretary of State and the Secretary of the Treasury of the United States, the Secretaries of the Senate and House of Representatives of the United States and the United States Senators and Congressmen from the State of New York.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

By Mr. Galgano:

Whereas, Great danger threatens the people of the State of New York from the plague infected immigrants now on ships in the harbor of New York; and

Whereas, Concerted action on the part of the Federal Department of Health with the New York Department of Health is wise and necessary, to the end that the health of the people of the State of New York and of the United States be properly safeguarded against disease and filth; therefore, be it

Resolved, That the Assembly, with the concurrence of the Senate of the State of New York, prays the Congress of the United States to cause to be investigated the present lack of

agreement and sympathy of the Federal Department of Health with the efforts of the health authorities of our State to protect the public health and prevent the introduction into our country of typhus and pediculosis; and be it further

Resolved, That a copy of this resolution be properly engrossed and transmitted to the Congress of the United States.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

By Mr. Wackerman:

Whereas, The owners or those in control of the street railway line known as the Metropolitan Avenue line in the borough of Brooklyn, city of New York, have failed to render adequate and sufficient service to the public in that for a long period of time the portion of said line lying between Dry Harbor and Jamaica avenue in the borough of Queens, and between Flushing avenue and Williamsburg Bridge in the borough of Brooklyn, have been idle;

Whereas, Public safety and convenience requires the immediate resumption of service on such lines throughout its entire course;

Resolved (if the Senate concur), That the Public Service Commission of the First District be and it hereby is directed forthwith to make an order requiring the operation of a sufficient number of cars over such lines from one terminus to the other, or that such public service commission report to the Legislature the reason why such order may not be made.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

The Senate returned the bill (No. 154, Int. No. 154) entitled "An act to amend chapter thirty-seven of the Laws of eighteen hundred and forty-seven, entitled 'An act to amend an act incorporating the village of Alexander,' in relation to powers of trustees relative to street lighting," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

Also, the bill (No. 371, Int. No. 50) entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' in relation to the sum which can be raised annually for carrying on the ordinary affairs and general expenses of the city,"

with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Middletown.

Please take notice that on Monday, February 21, 1921, I will rise to debate the resolution introduced by me on February 14, 1921, and read in the Assembly February 15, 1921.

Respectfully yours,

MICHAEL E. REIBURN.

Mr. Peck was excused on account of illness.

The privileges of the floor were extended to Hon. G. T. Cross.

On motion of Mr. Adler, the House adjourned.

WEDNESDAY, FEBRUARY 16, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Bailey introduced a bill entitled "An act to amend the Conservation Law, in relation to fish and game closes" (Int. No. 689), which was read the first time and referred to the committee on conservation.

Also, "An act making an appropriation for the protection of quail in Suffolk county" (Int. No. 690), which was read the first time and referred to the committee on ways and means.

Mr. Baum introduced a bill entitled "An act to amend the Penal Law, in relation to grand larceny in first degree" (Int. No. 691), which was read the first time and referred to the committee on codes.

Mr. Blakely introduced a bill entitled "An act to amend the General City Law, in relation to prohibiting cities from increasing during any year the compensation of any of their employees after the same shall have been fixed by and in the budget for such year" (Int. No. 692), which was read the first time and referred to the committee on affairs of cities.

Mr. Bloch introduced a bill entitled "An act to amend the Greater New York charter, in relation to sheds upon wharf property" (Int. No. 693), which was read the first time and referred to the committee on affairs of cities.

Mr. Brady introduced a bill entitled "An act making an appropriation for personal service, and for maintenance and operation of the Labor Department" (Int. No. 694), which was read the first time and referred to the committee on ways and means.

Mr. E. C. Campbell introduced a bill entitled "An act to amend the Town Law, in relation to appropriations by town boards for rental of rooms for posts" (Int. No. 695), which was read the first time and referred to the committee on internal affairs.

Mr. Cheney introduced a bill entitled "An act to amend the Banking Law, in relation to the pensioning of any officer or employee retiring from any savings and loan association" (Int. No. 696), which was read the first time and referred to the committee on banks.

Also, "An act to amend the Highway Law, in relation to the construction of county roads in certain cities of the third class" (Int. No. 697), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Banking Law, in relation to the manner of declaring dividends upon shares of a savings and loan association" (Int. No. 698), which was read the first time and referred to the committee on banks.

Also, "An act to amend the Banking Law, in relation to securities pledged for the payment of land bank bonds" (Int. No. 699), which was read the first time and referred to the committee on banks.

Also, "An act to amend the Banking Law, relating to the withdrawal of unpledged shares in a savings and loan association belonging to the estate of a deceased member thereof" (Int. No. 700), which was read the first time and referred to the committee on banks.

Also, "An act to amend the Highway Law, in relation to State and county highways in certain cities" (Int. No. 701), which was read the first time and referred to the committee on internal affairs.

Mr. Clayton introduced a bill entitled "An act to regulate the exhibition of motion pictures, creating a commission therefor, and making an appropriation therefor" (Int. No. 702), which was read the first time and referred to the committee on ways and means.

Mr. Cosgrove introduced a bill entitled "An act to provide for the establishment and administration of a military and naval disability fund to be used for the relief of certain residents of this State who are suffering from disability incurred in the line of duty in the military or naval service of the United States during the World War" (Int. No. 703), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the General Business Law, in relation to charges by hotels and restaurants" (Int. No. 704), which was read the first time and referred to the committee on general laws.

Mr. Donohue introduced a bill entitled "An act to amend chapter five hundred and fifty of the Laws of nineteen hundred and two, entitled 'An act to relieve the law department of the city of New York from paying fees to city, county or other officers,' in relation to executions by sheriffs" (Int. No. 705), which was read the first time and referred to the committee on affairs of cities.

Mr. Downs introduced a bill entitled "An act giving power to the trustees of the village of Shoreham, Suffolk county, New York, to lease a portion of the buildings on the shore front in such village to the Shoreham Country Club, Incorporated, for a club house" (Int. No. 706), which was read the first time and referred to the committee on affairs of villages.

Mr. Evans introduced a bill entitled "An act to amend chapter nine hundred and four of the Laws of nineteen hundred and twenty, entitled 'An act to provide for the improvement of Fulmer creek, at Mohawk, in the county of Herkimer, and making an appropriation therefor,' in relation to the improvement of Fulmer creek by the erection of dikes or other bank protection" (Int. No. 707), which was read the first time and referred to the committee on ways and means.

Mr. Franchot introduced a bill entitled "An act providing for the acquisition of a site and the erection of a State armory at the

city of Niagara Falls, in the county of Niagara, and making an appropriation therefor" (Int. No. 708), which was read the first time and referred to the committee on ways and means.

Mr. Hamill introduced a bill entitled "An act to amend the Labor Law, in relation to the wives and children of employees on lighters" (Int. No. 709), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Tenement House Law, in relation to the damp-proofing and water-proofing of cellars and basements" (Int. No. 710), which was read the first time and referred to the committee on affairs of cities.

Mr. Henderson introduced a bill entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents, and assessments which are now a lien upon the property of the Congregation Talmud Thora Beth Avrohom, a religious corporation, in the borough of the Bronx, city of New York" (Int. No. 711), which was read the first time and referred to the committee on affairs of cities.

Mr. Judson introduced a bill entitled "An act to amend the Judiciary Law, in relation to retirement of court attendants, librarians and assistant librarians in the Appellate Division in the third and fourth departments" (Int. No. 712), which was read the first time and referred to the committee on the judiciary.

Mr. Leininger introduced a bill entitled "An act to amend the Penal Law, in relation to the definition of grand larceny" (Int. No. 713), which was read the first time and referred to the committee on codes.

Mr. Martin introduced a bill entitled "An act to amend the Court of Claims Act, in relation to jurisdiction of the court" (Int. No. 714), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Code of Civil Procedure, in relation to jurisdiction of the Court of Claims" (Int. No. 715), which was read the first time and referred to the committee on codes.

Mr. Mullen introduced a bill entitled "An act to amend the Greater New York charter, in relation to ocean boulevard in the

borough of Brooklyn" (Int. No. 716), which was read the first time and referred to the committee on affairs of cities.

Mr. Sackett introduced a bill entitled "An act extending the corporate existence of the Gorham Agricultural Society" (Int. No. 717), which was read the first time and referred to the committee on the judiciary.

Mr. J. C. Smith introduced a bill entitled "An act to permit the common council of the city of Oneonta to vote additional compensation to the chamberlain and assessors of such city for the year nineteen hundred and twenty-one" (Int. No. 718), which was read the first time and referred to the committee on affairs of cities.

Mr. Stitt introduced a bill entitled "An act to amend the Election Law, to provide for nonpartisan municipal elections in cities" (Int. No. 719), which was read the first time and referred to the committee on the judiciary.

Mr. Ullman introduced a bill entitled "An act to amend the Penal Law, in relation to the possession of burglar's instruments" (Int. No. 720), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Workmen's Compensation Law, in relation to compensation from day of disability" (Int. No. 721), which was read the first time and referred to the committee on labor and industries.

Mr. Walsh introduced a bill entitled "An act to amend the Civil Service Law, in relation to retiring disabled veterans of the World War and granting them pensions" (Int. No. 722), which was read the first time and referred to the committee on the judiciary.

Mr. Wells introduced a bill entitled "An act to repeal section eighteen hundred and ninety-seven of the Penal Law, and to amend such law in relation to the carrying and use of dangerous weapons" (Int. No. 723), which was read the first time and referred to the committee on codes.

Mr. Wright introduced a bill entitled "An act to amend the Education Law, in relation to preparation and correction of poll lists in certain cities, and qualifications of voters" (Int. No. 724),

which was read the first time and referred to the committee on the judiciary.

Mr. Crowley introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Thomas Holahan against the State for additional expense incurred by him in connection with the construction or improvement of the Fancher-Brockville road, in the county of Orleans" (Int. No. 725), which was read the first time and referred to the committee on claims.

Mr. Di Pirro introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to release on bail pending an appeal to the county court" (Int. No. 726), which was read the first time and referred to the committee on codes.

Mr. Crowley introduced a bill entitled "An act to amend the charter of the city of Rochester, generally" (Int. No. 727), which was read the first time and referred to the committee on affairs of cities.

Mr. Frerichs introduced a bill entitled "An act to amend the Greater New York charter, in relation to promotions in the police department" (Int. No. 728), which was read the first time and referred to the committee on affairs of cities.

Mr. Kirkland introduced a bill entitled "An act to amend the Highway Law, in relation to bridges on county roads" (Int. No. 729), which was read the first time and referred to the committee on internal affairs.

Mr. Mead introduced a bill entitled "An act to amend the Railroad Law, in relation to train crews" (Int. No. 730), which was read the first time and referred to the committee on railroads.

Mr. Adler introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to creating the public service commission and the transit commission, defining the jurisdiction, powers and duties of such commissions, and abolishing the Public Service Commission of the First District, the Public Service Commission of the Second District and the office of transit construction commissioner" (Int. No. 731), which was read the first time and referred to the committee on the judiciary.

By unanimous consent, Mr. Adler introduced a bill entitled "An act authorizing designated authorities in behalf of the State

of New York to enter into an agreement or compact with designated authorities of the State of New Jersey for the creation of the 'Port of New York District,' the establishing of 'The Port of New York Authority,' and the defining of the powers and duties of such authority" (Int. No. 732), which was read the first time and referred to the committee on the judiciary.

Mr. McGinnies, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Downs (No. 29, Int. No. 29) entitled "An act to amend chapter eight hundred and eighty-nine of the Laws of nineteen hundred and twenty, entitled 'An act creating a commission to investigate and report on the proposed Roosevelt memorials, and making an appropriation therefor,' in relation to filling vacancies in the commission and time for report," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McGinnies, Seaker, Lord, Fenner, Yale, Mead, Hutchinson, Steinberg, Moore, T. C., Harrington, Roosevelt, Mullen, Hamill, Leininger. which report was agreed to, and said bill placed on the order of second reading.

Mr. McGinnies, from the committee on ways and means, to which was referred Senate bill introduced by Mr. Lusk (No. 52, Rec. No. 28) entitled "An act to amend chapter five hundred and fifty-three of the Laws of nineteen hundred and eighteen, entitled 'An act to provide for acquiring an option on a new site for the Cortland State Normal and Training School, and making an appropriation therefor,' relative to the acquisition of lands as a site for such school," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McGinnies, Seaker, Lord, Fenner, Yale, Mead, Hutchinson, Steinberg, Moore, T. C., Harrington, Roosevelt, Mullen, Hamill, Leininger. which report was agreed to, and said bill placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Martin (No. 538, Int. No. 521) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section two of article twelve

of the Constitution, in relation to city bills," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Everett, Stitt, Ullman, Moran.

Also, Assembly bill introduced by Mr. Mead (No. 647, Int. No. 613) entitled "An act to amend chapter seven hundred and fifty-five of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the Port Jervis Water Works Company,' as amended, in relation to increasing the capital stock," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Everett, Stitt, Ullman, Moran.
which report was agreed to, and said bills placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Senate bill introduced by Mr. Walton (No. 98, Rec. No. 36) entitled "An act to amend the Arbitration Law, in relation to arbitration agreements," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Everett, Stitt, Ullman, Smith, T. K., Moran, Barnes.

Also, Senate bill introduced by Mr. Gibbs (No. 339, Rec. No. 26) entitled "An act to legalize and validate the acts and proceedings of the village of Depew, its voters, officers and agents, in relation to the issuance of paving bonds in the amount of seventy thousand dollars; to authorize the issuance and sale of said bonds, and to provide for raising annually by tax a sum necessary and sufficient to pay the principal and interest of such bonds as they become due," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Everett, Stitt, Ullman, Smith, T. K., Moran, Barnes, Bloch.

Also, Senate bill introduced by Mr. Gibbs (No. 338, Rec. No. 27) entitled "An act to validate the acts and proceedings of the city of Lackawanna, its voters, officers and agents, in relation to the issuance of bonds of such city in the amount of one hundred

thousand dollars, issued for the construction of a permanent community memorial building, and to provide for the issuance, sale and payment of such bonds," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Everett, Stitt, Ullman, Smith, T. K., Moran, Barnes.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Jenks (No. 640, Int. No. 606) entitled "An act to amend the Judiciary Law, in relation to adjournments of court, jurors and court attendants," reported in favor of the passage of the same with the following amendments:

On page 3, strike out lines 6 to 24, inclusive.

On page 3, line 25, strike out " 5 " and insert in place thereof " 3 ".

On page 4, line 18, strike out " 6 " and insert in place thereof " 4 ".

On page 5, line 6, strike out the "," after the word "discharge" and insert in place thereof a ".". Strike out the word "without" and, at the beginning of line 7, the words "further notice."

On page 5, line 13, strike out "and" at the end of the line.

On page 5, line 14, strike out the "," at the end of the line and insert the words "and shall be notified in the same manner as the jurors drawn for that term."

On page 5, line 15, strike out the word "and" at the beginning of the line, and begin the word "no" with a capital letter.

On page 5, line 18, strike out " 7 " and insert in place thereof " 5 ".

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Everett, Stitt, Ullman, Smith, T. K., Moran, Barnes, Bloch.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Hutchinson (No. 509, Int. No. 496) entitled "An act to amend the charter of the city of Gloversville, generally," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Burchill (No. 166, Int. No. 166) entitled "An act to amend the Greater New York charter, in relation to making more specific the powers of the commissioner of public welfare of the city of New York in the collection of money for the support of poor persons from relatives and the property or estate of such poor persons," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Hunter (No. 362, Int. No. 362) entitled "An act to further amend chapter two hundred and eighty-eight of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Hornellsville, and to change the name thereof,' generally," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, McArdle, Kiernan.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Senate bill introduced by Mr. Burling (No. 91, Rec. No. 23) entitled "An act to amend chapter three hundred and sixty-one of the Laws of nineteen hundred and nine, entitled 'An act relating to the repaving of streets and highways in the city of Mount Vernon which have once been paved at the expense of abutting property, in whole or in part, and authorizing such city to raise money therefor by the issue of bonds,' in relation to increasing the amount of such bonds," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, McArdle, Kiernan.

Also, Senate bill introduced by Mr. Burling (No. 93, Rec. No.

21) entitled "An act to amend chapter five hundred and fifty of the Laws of nineteen hundred and eleven, entitled 'An act authorizing and empowering the city of Mount Vernon to issue bonds for the purpose of paying its proportionate share of the expense of eliminating grade crossings in the city of Mount Vernon,' in relation to increasing the amount of such bonds and the interest they may bear," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, McArdle, Kiernan.

Also, Senate bill introduced by Mr. Burling (No. 92, Rec. No. 22) entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to limitation of indebtedness," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, McArdle, Kiernan.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Zimmerman (No. 518, Int. No. 505) entitled "An act to authorize the town of Cheektowaga, in the county of Erie, to pay for certain legal services rendered such town in the years nineteen hundred and nineteen and nineteen hundred and twenty," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Miller, Van Wagenen, Yale, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. McWhinney (No. 307, Int. No. 306) entitled "An act to amend the Town Law, in relation to police," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Miller, Van Wagenen, Yale, Kirkland, Bartholomew, Ellsworth.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Zimmerman (No. 250, Int. No. 248) entitled "An act providing for the levy and collection of taxes and the creation of a sinking fund for the payment of the principal and interest of the Delaware avenue pavement bonds of the town of Tonawanda, Erie county," reported in favor of the passage of the same with the following amendment:

Page 1, line 3, strike out "twelve hundred" and insert "three thousand".

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Miller, Van Wagenen, Yale, Kirkland, Bartholomew, Ellsworth.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Judson, from the committee on taxation and retrenchment, to which was referred Assembly bill introduced by Mr. Judson (No. 148, Int. No. 148) entitled "An act to amend the Village Law, in relation to the preparation of assessment-rolls and the hearing of complaints in relation thereto," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Judson, Downs, Moore, T. C., Morrissey, Bly, Franchot, Rayher, Lieberman, Reiburn, Lyman.

Also, Assembly bill introduced by Mr. Judson (No. 146, Int. No. 146) entitled "An act to amend the Tax Law, in relation to the time of service of notice of special franchise valuations and rates of equalization," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Judson, Downs, Moore, T. C., Morrissey, Bly, Franchot, Rayher, Lieberman, Reiburn, Lyman.

Also, Assembly bill introduced by Mr. Duke (No. 141, Int. No. 141) entitled "An act to amend the Tax Law, in relation to exemption from taxation of property of ministers of the gospel," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Judson,

Downs, Moore, T. C., Morrissey, Bly, Franchot, Rayher, Lieberman, Reiburn, Lyman.

Also, Assembly bill introduced by Mr. Gardner (No. 468, Int. No. 459) entitled "An act to permit the Independence Insurance Company to apply to the State Tax Commission for revision and readjustment of taxes stated against it under section one hundred and eighty-seven of the Tax Law based on its reports for the years nineteen hundred and fourteen to nineteen hundred and seventeen, inclusive," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Judson, Downs, Moore, T. C., Morrissey, Bly, Franchot, Rayher, Lieberman, Reiburn, Lyman.

Also, Assembly bill introduced by Mr. Betts (No. 335, Int. No. 334) entitled "An act to repeal chapter two hundred and ninety-four of the Laws of eighteen hundred and ninety-two, entitled 'An act in reference to the collection of taxes in the county of Wayne,' " reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Judson, Downs, Moore, T. C., Morrissey, Bly, Franchot, Rayher, Lieberman, Reiburn, Lyman.

Also, Assembly bill introduced by Mr. Hutchinson (No. 301, Int. No. 300) entitled "An act for the relief of the town of Bleecker, in the county of Fulton," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Judson, Downs, Moore, T. C., Morrissey, Bly, Franchot, Rayher, Lieberman, Reiburn, Lyman.

Also, Assembly bill introduced by Mr. Hutchinson (No. 300, Int. No. 299) entitled "An act for the relief of the town of Ephratah, in the county of Fulton," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Judson, Downs, Moore, T. C., Morrissey, Bly, Franchot, Rayher, Lieberman, Reiburn, Lyman.

which report was agreed to, and said bills placed on the order of second reading.

Mr. McWhinney, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. McWhinney (No. 645, Int. No. 611) entitled "An act to detach a portion of the village of Malverne and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Judson, Hunter, Rice, Mastick, Bailey, Smith, J. C.

Also, Assembly bill introduced by Mr. Trahan (No. 652, Int. No. 618) entitled "An act to amend the Village Law, in relation to the retirement of policemen in certain counties," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Judson, Hunter, Rice, Mastick, Bailey, Smith, J. C. which report was agreed to, and said bills placed on the order of second reading.

Mr. Witter, from the committee on agriculture, to which was referred Assembly bill introduced by Committee on Agriculture (No. 337, Int. No. 336) entitled "An act to amend the General Construction Law, in relation to standard time," reported in favor of the passage of the following substitute bill:

(See Appendix No. 3.)

Those who voted in the affirmative were: Messrs. Witter, Lord, Cowee, Gage, Soule, Long, Rice, Webb, Betts, Greenwald, Porter, Gray, Brooks.

which report was agreed to, and said substitute bill ordered printed, and placed on the order of second reading.

Mr. Richford, from the committee on general laws, to which was referred Assembly bill introduced by Mr. Brady (No. 289, Int. No. 287) entitled "An act to amend the Partnership Law, in relation to payment of wages by receivers," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Booth, Brady, Neary, Borkowski, O'Connor, Walsh, Galgano. which report was agreed to, and said bill placed on the order of second reading.

Mr. Steinberg, from the committee on claims, to which was referred Assembly bill introduced by Mr. E. C. Campbell (No. 264, Int. No. 262) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of John J. Morrissey against the State for the unpaid balance of moneys alleged to be due the claimant for carting filling for the State fair grounds in the month of July, nineteen hundred and seventeen," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Giaccone, Dickstein, Wackerman.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. McGinnies (No. 628, Int. No. 564) entitled "An act making appropriations for emergencies for the current fiscal year, supplying deficiencies in former appropriations, and other expenses of government."

Also, the bill introduced by Mr. Steinberg (No. 630, Int. No. 135) entitled "An act to amend the General City Law, in relation to prohibiting cities of the first class from increasing during any calendar year the compensation of any of their employees after the same shall have been fixed by and in the budget for such calendar year," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Hewitt (No. 626, Rec. No. 17) entitled "An act to amend the Highway Law, in relation to the designation of an ultimate and definitive system of State and county highways to be constructed and maintained by the State, and to approve a map upon which such system is designated," reported the same with the following recommendations:

Page 61, line 9, after the word "correction" change comma to semi-colon.

Page 56, line 25, strike out "Lake Shore Boulevard" and insert "River Road".

Page 60, line 23, after "Granville" change comma to semi-colon.

Page 8, line 1, insert comma after "thirty-five".

Page 53, line 23, change "Carows" to "Corons".

Page 53, line 23, change "Cherubusco" to "Churubusco".

Page 57, line 8, change "Cedarville" to "Cedarvale".

Page 59, line 1, change "Wayville" to "Snake Hill".

Page 56, line 8, strike out "Unadilla Forks" and insert "Bridgewater".

Page 56, line 22, strike out "from" and transpose "through the southerly portion of Nassau county on a route to be determined by the Commission" from lines 20 and 21 to line 22, to be inserted after "line".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed.

"An act to amend the Greater New York charter, in relation to the pattern and price of water meters." (No. 590, Int. No. 277.)

"An act to amend the Education Law, in relation to alien children and children employed in street trades." (No. 202, Int. No. 200.)

Mr. Lieberman offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of Assembly bill (No. 77, Int. No. 77) entitled "An act to amend the Judiciary Law, in relation to the designation of a daily law journal by justices of the Supreme Court elected in the eighth judicial district," and that said bill be referred to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Ullman offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 63, Int. No. 63) entitled "An act to amend the Penal Law, in relation to burglar's instruments."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Ullman moved to amend as follows.

On line 4, place a bracket before the comma after the word "mended" and close same after the comma after the word "time" on the fifth line.

Omit the brackets on line 7 before the comma and the words "under circumstances" permit that to remain as in the old law, and strike out on line 8 the words "shall be presumptive evidence".

On line 9, place a bracket after the word "to" and before the words "use or employ, or" and after the word "or".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Ullman, said bill was ordered reprinted and recommitted to said committee.

Mr. Zimmerman offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of villages be discharged from the further consideration of the bill (No. 368, Int. No. 73) entitled "An act to amend the Village Law, in relation to the return of unpaid village taxes, the payment thereof by the county treasurer and the relaying of same upon the county roll."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Zimmerman moved to amend as follows:

Page 1, line 4, strike out at the end of article "five four"; and insert "after section one hundred and twenty-six, six".

Line 5, strike out all after the first "and" and insert "26-a to 126-f".

Line 6, strike out "eight-g".

Line 7, change "138-d" to "126-a".

Line 8, strike out "a" and insert "any".

Line 9, strike out "direct the filing of a", and insert "elect to"; strike out "of" before "unpaid"; strike out "with" and insert "to".

Page 2, line 1, strike out "such real property" and insert "the real estate taxed"; strike out "In any".

Strike out lines 2 to 7 and insert "Upon the adoption of such

resolution the board of trustees shall cause the same to be executed in triplicate and shall file one copy thereof in the office of the county clerk, one copy in the office of the county treasurer and one copy in the office of the State Comptroller.

“§ 126-b. Examination and preparation of return. After the adoption of the resolution described in the last preceding section the board of trustees shall examine the return of unpaid taxes filed by the collector with the village clerk and shall compare the return with the village tax-roll and shall reject or cancel such items therein as appear upon the face thereof to be illegally assessed and such as cannot be charged by the county board of supervisors against specific parcels on the tax-roll of the town in accordance with the following sections. The said board of trustees shall thereupon prepare a list or statement of all such taxes so returned by the collector and after certifying the same to be a transcript of the village tax-roll as corrected, they shall transmit the same to the county treasurer of the county,”

Page 2, line 8, change “138-e” to “126-c”.

Line 10, after “unpaid” insert “in accordance with the certificate filed with him by the board of trustees”.

Line 11, before “treasury” insert “county”; strike out the period and insert “, or”.

Line 12, begin “If” with a lower case “i”; strike out “for the payment of such returned”, and insert a comma.

Line 12, strike out “are” and insert “be”.

Strike out lines 13 and 14, and insert “then from the proceeds of a temporary loan which shall be negotiated by the county treasurer for that purpose.”

Line 15, change “138-f” to “126-d”.

Line 20, change “138-g” to “126-e”.

Line 23, after the period insert “The board of supervisors shall cause such return to be examined and shall reject such items therein as appear to have been illegally levied and such items as cannot for any reason be re-assessed against specific parcels and shall forthwith report the amount of such rejections to the county treasurer. Thereupon, the county treasurer shall charge the amount so rejected, with five per centum in addition thereto, to the village in which the tax was originally levied and shall immediately report the same to the board of trustees of the village and said board of trustees shall, at the next meeting after receipt of such report, direct the village treasurer to pay the amount thereof to the county treasurer out of village funds available, or if no funds be available, then from the proceeds of a temporary loan to be negotiated for such purpose. In the next ensuing village tax levy, the board of trustees shall cause the taxes so reported by the county treasurer, plus the penalty of five per centum

and with interest at the rate of six per centum per annum from the date of payment to the county treasurer, to be re-assessed against the persons, property or corporations liable therefor, if the items can be so re-assessed, and if not then the amount thereof shall be a village charge."

Page 2, line 24, before "amount" insert "corrected"; change "amount" to "amounts".

Page 3, line 2, after "collected" insert a comma.

Between lines 3 and 4 insert:

"§ 126-f. Proceedings for collection same as of county taxes. The same proceedings in all respects shall be had for the collection of the amount so directed to be raised by the board of supervisors as are provided by law in relation to the county taxes; and, upon a similar account, as in the case of county taxes of the arrears thereof uncollected, being transmitted by the county treasurer to the comptroller, the same shall be paid on his warrant to the treasurer of the county advancing the same; and the amount so assumed by the state shall be collected for its benefit in the manner prescribed by law in respect to the arrears of county taxes upon land of nonresidents; or if any part of the amount so assumed consisted of a tax upon any incorporated company, the same proceedings may also be had for the collection thereof as provided by law in respect to the county taxes assessed upon such company."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Zimmerman, said bill was ordered reprinted and recommitted to said committee.

Mr. Webb offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of the bill (No. 357, Int. No. 356) entitled "An act to amend the Town Law, in relation to traffic policemen for hamlets and unincorporated villages."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Webb moved to amend as follows:

Page 2, between lines 21 and 22, insert the following paragraph:

"The town board of any town, of its own motion and without petition therefor, may provide portable standards known as

'dummy policemen' to be placed at such points in the public highways within the town as the town superintendent of highways may deem proper, and may appropriate from town funds the necessary moneys therefor; provided, however, that the placing of any such dummy policemen within the bounds of a State route or county highway by such town superintendent shall be done only with the consent of the county superintendent of highways."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Webb, said bill was ordered reprinted and recommitted to said committee.

Mr. Speaker introduced Hon. Pelham A. Barrows, Lieutenant-Governor of Nebraska, who briefly addressed the Assembly.

The bill (No. 142, Int. No. 142) entitled "An act to amend the Code of Civil Procedure, in relation to the filing of independent claims by parties brought in in proceedings before the Court of Claims or a referee on account of appropriation of land by the State," was read the second time.

On motion of Mr. Duke, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 483, Int. No. 473) entitled "An act to amend section three hundred and forty-six of the Code of Criminal Procedure, relating to the removal of indictments before trial," was read the second time.

On motion of Mr. Duke, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 484, Int. No. 474) entitled "An act to amend section three hundred and forty-four of the Code of Criminal Procedure with respect to removing indictments before trial," was read the second time.

On motion of Mr. Duke, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 589, Int. No. 26) entitled "An act to amend the New York City Municipal Court Code, in relation to the district for the commencement of an action for the rental value, use or occupation of real property," was read the third time, having been printed and upon the desks of the members in its final form at least three legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

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NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McCleary	Seaker
Antin	Di Pirro	Harris	McDonald	Seelbach
Bailey	Dobson	Hausner	McGinnies	Smith C C
Barnes	Doherty	Hawkins	McWhinney	Smith J C
Bartholomew	Donohue	Henderson	Mead	Smith M L
Baum	Downs	Hunter	Merrigan	Smith T K
Beasley	Druss	Hutchinson	Miller	Solomon
Betts	Duke	Jacobs	Moore T C	Soule
Blakely	Ellsworth	Jeffery	Moran	Steinberg
Blodgett	Evans	Jenks	Morrissey	Stitt
Bly	Everett	Jesse	Moses	Taylor
Booth	Fenner	Judson	Mullen	Trahan
Borkowski	Finch	Kelly	Neary	Ullman
Brady	Fox	Kiernan	Nichols	Van Wageningen
Brooks	Franchot	Kirkland	O'Connor	Wackerman
Brundage	Frerichs	Lattin	Orr	Wallace
Burchill	Gaffers	Leininger	Pette	Walsh
Campbell E C	Gage	Lewis	Porter	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Westall
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Roosevelt	Witter
Cole	Hackenbush	Martin	Rowe	Wright
Cosgrove	Hager	Mastick	Sackett	Yale
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 588, Int. No. 388) entitled "An act to change the name of 'The Utica Female Academy,' to 'Utica Country Day School,' defining the powers and duties of such corporation, and repealing certain acts relating thereto," having been announced for a third reading,

On motion of Mr. Martin, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 627, Int. No. 269) entitled "An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and eleven, entitled 'An act to amend, consolidate and revise

the several acts relative to the city of Amsterdam,' generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McCleary	Seaker
Antin	Di Pirro	Harris	McDonald	Seelbach
Bailey	Dobson	Hausner	McGinnies	Smith C C
Barnes	Doherty	Hawkins	McWhinney	Smith J C
Bartholomew	Donohue	Henderson	Mead	Smith M L
Baum	Downs	Hunter	Merrigan	Smith T K
Beasley	Druss	Hutchinson	Miller	Solomon
Betts	Duke	Jacobs	Moore T C	Soule
Blakely	Ellsworth	Jeffery	Moran	Steinberg
Blodgett	Evans	Jenks	Morrissey	Stitt
Bly	Everett	Jesse	Moses	Taylor
Booth	Fenner	Judson	Mullen	Trahan
Borkowski	Finch	Kelly	Neary	Ullman
Brady	Fox	Kiernan	Nichols	VanWagenen
Brooks	Franchot	Kirkland	O'Connor	Wackerman
Brundage	Frerichs	Lattin	Orr	Wallace
Burchill	Gaffers	Leininger	Pette	Walsh
Campbell E C	Gage	Lewis	Porter	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Westall
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Roosevelt	Witter
Cole	Hackenburg	Martin	Rowe	Wright
Cosgrove	Hager	Mastick	Sackett	Yale
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hanill			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 631, Int. No. 102) entitled "An act to amend the Greater New York charter, in relation to the powers of the board of aldermen to regulate the business of selling admission tickets," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McCleary	Seaker
Antin	Di Pirro	Harris	McDonald	Seelbach
Bailey	Dobson	Hausner	McGinnies	Smith C C
Barnes	Doherty	Hawkins	McWhinney	Smith J C
Bartholomew	Donohue	Henderson	Mead	Smith M L
Baum	Downs	Hunter	Merrigan	Smith T K
Beasley	Druss	Hutchinson	Miller	Solomon
Betts	Duke	Jacobs	Moore T C	Soule
Blakely	Ellsworth	Jeffery	Moran	Steinberg
Blodgett	Evans	Jenks	Morrissey	Stitt
Bly	Everett	Jesse	Moses	Taylor
Booth	Fenner	Judson	Mullen	Trahan
Borkowski	Finch	Kelly	Neary	Ullman
Brady	Fox	Kiernan	Nichols	Van Wagenen
Brooks	Franchot	Kirkland	O'Connor	Wackerman
Brundage	Frerichs	Lattin	Orr	Wallace
Burchill	Gaffers	Leininger	Pette	Walsh
Campbell E C	Gage	Lewis	Porter	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Westall
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Roosevelt	Witter
Cole	Hackenburg	Martin	Rowe	Wright
Cosgrove	Hager	Mastick	Sackett	Yale
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

A message from the Governor by the hand of his secretary was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, February 16, 1921.

To the Legislature:

I have the honor to transmit to you herewith the Joint Report with Comprehensive Plan and Recommendations of the New York, New Jersey Port and Harbor Development Commission.

The Commission was created by chapter 425, Laws of 1917

of the State of New York, and chapter 130, Laws of 1917 of the State of New Jersey.

Under the statute creating it, the duty of the Commission was twofold, viz.:

1. To recommend a policy to be pursued by the two States which will secure an efficient and constructive organization;

2. To make a study of existing methods and facilities of the Port and to recommend a plan which will secure "Modern methods of piers, rail and water and freight facilities" not only for present requirements but one which by expansion will meet future growth.

In 1918 the Commission made a "Preliminary Joint Report" estimating that a period of two years and an expenditure of \$400,000 would be required for the investigation. The Legislatures of the two States followed the recommendation and made the necessary appropriations.

In 1919 the Commission made a progress report and recommended that a treaty be entered into by the two States establishing a Port District and creating a Port Authority. The Board of Estimate and Apportionment of the City of New York opposed that course on the assigned ground that the presentation and adoption of a comprehensive plan should precede the making of a treaty. Commissions were appointed pursuant to resolution of the Legislatures of the two States to assist the Port and Harbor Development Commission in revising the draft of the compact to be presented to the two Legislatures.

In 1920 a proposed compact recommended by the Port and Harbor Development Commission in the form agreed upon by the two legislative commissions was presented together with a further report of the Joint Commission. A memorandum in opposition to the proposed compact was filed by the Board of Estimate and Apportionment of the City of New York and no action was taken by the New York Legislature.

The Joint Commission has now completed its work. It has submitted a comprehensive plan for the future development of the port with an exhaustive statement of the facts ascertained by the Commission upon which the proposed plan is based and a proposed compact with recommendations.

The Commissioners, including the present Commissioner of Docks of the City of New York, are unanimous in their recommendations.

Two matters are thus presented for legislative action of the two States, viz.:

1. Authorization of a compact for the creation of a Port District and the establishment of a Port Authority with defined powers and duties, and
2. The approval of the Comprehensive Plan.

Naturally, before approving the plan for so important an undertaking, the Legislatures of the two States will carefully consider it. Whilst expert knowledge is required to pass upon many of its features, I do not hesitate to commend the work of the Commission in the highest terms.

For the first time the facts relating to the Port problem have been ascertained and collated. For the first time a comprehensive plan based on ascertained facts has been presented. The necessary foundation has thus been laid, the first great step has been taken, for a proper development of the Port of New York and a correlation of terminal facilities so as to eliminate excessive terminal charges, avoid congestion, waste, and useless rehandling, and provide for prompt, efficient and economical distribution.

The plan, as its name indicates, is comprehensive. The study of the Commission has covered every element of the problem. The plan provides for the coordination of all facilities, piers, warehouses, railroads, lighters, trucks, freight handling machinery and the like, for the maximum development and use of the entire available waterfront and of what are now waste areas, for an improved system of markets and food distribution and for improved methods of handling particular products. Necessarily a plan of such scope must be flexible enough to admit changes in detail as it is put into execution, but I apprehend that in its essential, fundamental features the plan will be found upon close study to be sound.

I understand that the New Jersey Legislature is likely to adjourn at an early date and that there will not be sufficient time for a thorough study of the plan before adjournment. In that case no time will be lost if the New York Legislature defers

action on the plan until another session. That will afford ample opportunity for the study which the importance of the subject demands.

However, no narrow or provincial view should be permitted to delay action on the proposed compact. It will become obvious to any one who studies the subject that whatever plan may ultimately be adopted, the creation of a Port District and of a Port Authority is the essential first step. The Joint Commission now becomes *functus officio* and unless a Port Authority is now created there will be no authoritative force back of the project. Moreover, as it is plain that a joint policy of development is essential to the best interests of both States, the sooner such policy is established, the sooner will the friction, engendered by local prejudices, cease to endanger the project.

The problem is not a local problem. It is not even a joint state problem alone, because its solution will involve and even require the exercise of federal power. It is important for the two States to agree speedily upon a policy of cooperation, and it may be advisable thereupon to secure the approval of Congress which may become important.

The present excessive terminal charges and costly and wasteful methods of distribution cause a great economic loss which extends even beyond the limits of the two States. The Port of New York is a distributing as well as a receiving center. In the matter of food alone, the waste of product and the excessive costs of distribution fall alike upon producer and consumer.

Admittedly, the present methods are costly and inefficient.

The Interstate Commerce Commission has decided that historically, geographically and commercially, the Port of New York is one Port and on that theory denied the claim of New Jersey to a freight differential in its favor. Unless the State of New York now consents to treat the port as one port and to take the necessary steps to reduce excessive terminal costs, it must be prepared for a contrary holding by the Interstate Commerce Commission.

Plainly, no comprehensive plan except a joint plan can be worked out which will coordinate all facilities, rail and water.

Moreover, the Port District in the State of New York includes territory outside the City of New York.

The conclusion is irresistible that there must be a single Port District and a single Port Authority created by the joint action of the two States.

As that much is plain, I recommend prompt legislation authorizing the making of a compact in the form recommended by the Commission. That will establish the principle of joint action and lay the foundation for an undertaking of vast moment to all the inhabitants of the two States.

The proposed Port Authority will not have the power to pledge the credit either of the States or municipalities without their consent. I have no doubt but that it will be feasible to finance the undertaking in other ways.

The plan of development can not be executed until approved by the Legislature of the two States.

Four years have now elapsed since the Commission was first appointed. I am not counselling haste and I realize that progress in such an undertaking is necessarily slow at the start. But we have certainly reached the point where the necessity of creating a Port District and a Port Authority by joint action of the two States has been demonstrated, and I trust that the Legislatures of the two States will not adjourn without taking such action.

(Signed) NATHAN L. MILLER.

The Senate returned the concurrent resolution in relation to extending the time and broadening the powers of the joint legislative committee heretofore appointed to investigate the causes for lack of construction of new houses, etc., with a message that they have concurred in the passage of the same with the following amendment:

In the first line of the final paragraph strike out the work "fifty" and insert the words "seventy-five".

Mr. McWhinney moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McCleary	Seaker
Antin	Di Pirro	Harris	McDonald	Sealbach
Bailey	Dobson	Hausner	McGinnies	Smith C C
Barnes	Doherty	Hawkins	McWhirney	Smith J C
Bartholomew	Donohue	Henderson	Mead	Smith M L
Baum	Downs	Hunter	Merrigan	Smith T K
Beasley	Druss	Hutchinson	Miller	Solomon
Betts	Duke	Jacobs	Moore T C	Soule
Blakely	Ellsworth	Jeffery	Moran	Steinberg
Blodgett	Evans	Jenks	Morrissey	Stitt
Bly	Everett	Jesse	Moses	Taylor
Booth	Fenner	Judson	Mullen	Trahan
Borkowski	Finch	Kelly	Neary	Ullman
Brady	Fox	Kiernan	Nichols	VanWagenen
Brooks	Franchot	Kirkland	O'Connor	Wackerman
Brundage	Frerichs	Lattin	Orr	Wallace
Burchill	Gaffers	Leininger	Pette	Walsh
Campbell E C	Gage	Lewis	Porter	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Westall
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Roosevelt	Witter
Cole	Hackenburg	Martin	Rowe	Wright
Cosgrove	Hager	Mastick	Sackett	Yale
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill			

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the concurrent resolution in relation to the proposal to transport the body of an unknown American soldier to this country for interment in this country, with a message that they have concurred in the passage of the same without amendment.

The Senate returned the concurrent resolution extending the time of and broadening the powers of the joint legislative committee on housing conditions.

I hereby give notice that I will on Monday, February 28th, call up for consideration my resolution of February 14th, relative to discontinuance of Metropolitan Avenue line.

JOHN J. WACKERMAN.

On motion of Mr. Adler, the House adjourned.

THURSDAY, FEBRUARY 17, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Personal Property Law, in relation to stock dividends and distributions" (No. 110, Rec. No. 39), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Education Law, in relation to taxing lands of the State for school purposes in certain towns" (No. 308, Rec. No. 40), which was read the first time and referred to the committee on ways and means.

"An act to amend the Education Law, in relation to bonded indebtedness of school districts for certain purposes" (No. 146, Rec. No. 41), which was read the first time and referred to the committee on public education.

"An act to amend the Town Law, in relation to application of certain provisions to Livingston county" (No. 379, Rec. No. 42), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Prison Law, in relation to permitting inmates in State reformatories to attend funeral and last illness of near relatives" (No. 54, Rec. No. 43), which was read the first time and referred to the committee on penal institutions.

"An act to amend chapter four hundred and fourteen of the Laws of nineteen hundred and eighteen, entitled 'An act to create a State commission to inquire into the subject of retirement pensions, allowances and annuities for State and municipal officers and employees, and making an appropriation therefor,' in relation to report by such commission" (No. 420, Rec. No. 44), which was read the first time and referred to the committee on ways and means.

"An act to amend an act entitled 'An act authorizing the Commissioners of the Land Office to convey to the city of Cortland all

the right, title and interest of the State of New York in and to the whole or any portion of the site of the State normal and training school in such city,' by authorizing the conveyance of some portion thereof to the county of Cortland" (No. 332, Rec. No. 45), which was read the first time and referred to the committee on ways and means.

"An act to provide for indexing and reindexing conveyances, mortgages and other instruments, relating to lands and liens thereon in the county of Richmond" (No. 428, Rec. No. 46), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Education Law, in relation to the construction of buildings in a city having a population of more than four hundred thousand but less than one million by the council of such city" (No. 180, Rec. No. 47), which was read the first time and referred to the committee on affairs of cities.

"An act to extend for two years the time of Frontier Electric Railway Company to begin and finish the construction of its railroad" (No. 157, Rec. No. 48), which was read the first time and referred to the committee on railroads.

"An act to permit the Independence Insurance Company to apply to the State Tax Commission for revision and readjustment of taxes stated against it under section one hundred and eighty-seven of the Tax Law based on its reports for the years nineteen hundred and fourteen to nineteen hundred and seventeen, inclusive" (No. 252, Rec. No. 49), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend the Town Law, in relation to police" (No. 296, Rec. No. 50), which was read the first time and referred to the committee on internal affairs.

"An act to amend the County Law, in relation to the powers of commissioners of fire districts outside of incorporated villages" (No. 154, Rec. No. 51), which was read the first time and referred to the committee on internal affairs.

"An act to amend chapter eight hundred and eighty-nine of the Laws of nineteen hundred and twenty, entitled 'An act creating a commission to investigate and report on the proposed Roosevelt memorials, and making an appropriation therefor,' in relation to

filling vacancies in the commission and time for report" (No. 13, Rec. No. 52), which was read the first time and referred to the committee on ways and means.

"An act to amend the Election Law, in relation to first nominations by a new political party" (No. 156, Rec. No. 53), which was read the first time and referred to the committee on the judiciary.

Mr. Bloch introduced a bill entitled "An act to amend the Highway Law, in relation to the placing in motor vehicles used for hire of signs showing the ownership thereof" (Int. No. 733), which was read the first time and referred to the committee on internal affairs.

Mr. Brady introduced a bill entitled "An act to amend the charter of the city of Buffalo, in relation to members of the police and fire departments of said city" (Int. No. 734), which was read the first time and referred to the committee on affairs of cities.

Mr. Brundage introduced a bill entitled "An act to amend the Conservation Law, in relation to the taking of cottontail rabbits" (Int. No. 735), which was read the first time and referred to the committee on conservation.

Also, "An act ratifying the purchase by the Commissioners of the Home of the City and Town of Newburgh of lands adjoining the premises owned by them" (Int. No. 736), which was read the first time and referred to the committee on the judiciary.

Mr. Cheney introduced a bill entitled "An act to amend the Banking Law, in relation to national bank becoming State bank" (Int. No. 737), which was read the first time and referred to the committee on banks.

Mr. Cowee introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Michael Fitzgerald against the State for extra work alleged to have been done by him in connection with contract number twenty-two, in connection with construction of new highway bridges and recent new highway bridge over the Erie canal between Cold Spring and Free Bridge on the Seneca river, and to render judgment therefor" (Int. No. 738), which was read the first time and referred to the committee on claims.

Mr. Di Pirro introduced a bill entitled "An act to amend the Municipal Court Code of the City of New York, in relation to marshals" (Int. No. 739), which was read the first time and referred to the committee on codes.

Mr. Doherty introduced a bill entitled "An act to amend the Greater New York charter, in relation to the relief and pension fund of the fire department" (Int. No. 740), which was read the first time and referred to the committee on affairs of cities.

Mr. Duke introduced a bill entitled "An act to amend the Penal Law, in relation to billiard and pocket billiard rooms, formerly known as pool rooms" (Int. No. 741), which was read the first time and referred to the committee on codes.

Also, "An act to amend chapter nine hundred and two of the Laws of nineteen hundred and twenty, entitled 'An act to provide for a convention, representing the judiciary and the bar, to consider and adopt rules of civil practice, and making an appropriation therefor,' in relation to extending the time for filing the rules" (Int. No. 742), which was read the first time and referred to the committee on codes.

Mr. Everett introduced a bill entitled "An act to amend the Conservation Law, in relation to posting notices in private parks and increasing the penalty for a violation of part eleven" (Int. No. 743), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to wearing a button in plain sight when hunting" (Int. No. 744), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the taking of bear" (Int. No. 745), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the taking of raccoon" (Int. No. 746), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the expenses of game protectors" (Int. No. 747), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to

the taking of trout" (Int. No. 748), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the possession of firearms afield during certain periods of the year" (Int. No. 749), which was read the first time and referred to the committee on conservation.

Mr. Hutchinson introduced a bill entitled "An act to amend the Education Law, in relation to State aid for the instruction of the deaf and dumb" (Int. No. 750), which was read the first time and referred to the committee on ways and means.

Also, "An act appropriating certain moneys for the expense of maintenance and instruction of pupils in institutions for deaf mutes, who were formerly county pupils and now are State pupils" (Int. No. 751), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Education Law, in relation to cost of maintenance and instruction of pupils in institutions for the deaf and dumb" (Int. No. 752), which was read the first time and referred to the committee on ways and means.

Mr. Jager introduced a bill entitled "An act to amend the Penal Law, in relation to advertisements and solicitations for employees during strikes, lockouts and industrial disputes" (Int. No. 753), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Inferior Courts Act of the City of New York, in relation to trial by jury in the court of special sessions and the city magistrates' court" (Int. No. 754), which was read the first time and referred to the committee on codes.

Mr. Reiminger introduced a bill entitled "An act to amend the Banking Law, in relation to reports of banks, trust companies and savings banks" (Int. No. 755), which was read the first time and referred to the committee on banks.

Mr. Lieberman introduced a bill entitled "An act to amend the Labor Law, in relation to the manufacture of articles in tenement houses in cities of the first or second class" (Int. No. 756), which was read the first time and referred to the committee on labor and industries.

Mr. Long introduced a bill entitled "An act to amend the Civil"

Practice Act, in relation to adverse possession of real property" (Int. No. 757), which was read the first time and referred to the committee on codes.

Mr. Lord introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of the county of Chenango for reimbursement of moneys paid by such county for road construction alleged to have been chargeable to the State" (Int. No. 758), which was read the first time and referred to the committee on claims.

Also, "An act to amend the State Charities Law, in relation to admission to the New York State Woman's Relief Corps Home" (Int. No. 759), which was read the first time and referred to the committee on charitable and religious societies.

Mr. Martin introduced a bill entitled "An act to provide for extending the boundaries of the city of Utica by annexing thereto a part of the town of New Hartford, by vote of the electors of the territory proposed to be annexed, and to provide for the government of the annexed territory, for the payment of school and sewer district bonded indebtedness and the disposal of sewage" (Int. No. 760), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Business Corporations Law, in relation to recording agreements to consolidate corporations" (Int. No. 761), which was read the first time and referred to the committee on general laws.

Mr. McWhinney introduced a bill entitled "An act to amend the County Law, in relation to the appointment of certain police officers as deputy sheriffs" (Int. No. 762), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend chapter two hundred and fifty-one of the Laws of nineteen hundred and twenty, entitled "An act to detach a portion of the village of Lawrence, and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon," in relation to providing for the payment by the owners of property detached of a proportionate share of existing village liability and indebtedness" (Int. No. 763), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to amend the Town Law, in relation to the filling of vacancies in the office of assessors" (Int. No. 764), which was read the first time and referred to the committee on internal affairs.

Mr. Miller introduced a bill entitled "An act to provide for certain work by the State Highway Department in Tonawanda creek, to prevent damage by floods to a certain street and highway, and making an appropriation therefor" (Int. No. 765), which was read the first time and referred to the committee on ways and means.

Mr. T. C. Moore introduced a bill entitled "An act to amend chapter three hundred and eleven of the Laws of nineteen hundred and sixteen, entitled 'An act in relation to issuing bonds to pay for repaving Columbus avenue in the city of Mount Vernon'" (Int. No. 766), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter one hundred and seventy-six of the Laws of nineteen hundred and five, entitled 'An act relating to the paving and grading of streets and highways in the city of Mount Vernon, and authorizing such city to raise money therefor by the issue of bonds'" (Int. No. 767), which was read the first time and referred to the committee on affairs of cities.

Mr. Orr introduced a bill entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the election of justices of the court of special sessions" (Int. No. 768), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the election of city magistrates" (Int. No. 769), which was read the first time and referred to the committee on codes.

Mr. Roosevelt introduced a bill entitled "An act to amend the Town Law, in relation to enlargement of water districts" (Int. No. 770), which was read the first time and referred to the committee on internal affairs.

Mr. Rowe introduced a bill entitled "An act to amend the Judiciary Law, in relation to the expense of preliminary investigations in disbarment proceedings" (Int. No. 771), which was read the first time and referred to the committee on the judiciary.

Mr. Schwab introduced a bill entitled "An act to amend the Penal Law, in relation to the definition of grand larceny" (Int. No. 772), which was read the first time and referred to the committee on codes.

Mr. Slacer introduced a bill entitled "An act to amend chapter two hundred and seventeen of the Laws of nineteen hundred and fourteen, entitled 'An act to provide a charter for the city of Buffalo,' in relation to the production, transportation and distribution within the counties of Erie and Niagara of light, heat and power by the city for the city and its inhabitants, the diversion of waters of Niagara river necessary for that purpose, and in relation to the exercise of eminent domain within and without the city of Buffalo" (Int. No. 773), which was read the first time and referred to the committee on affairs of cities.

Mr. Seelbach introduced a bill entitled "An act to amend the Penal Law, in relation to the fee to be paid for license to have and possess a pistol or revolver" (Int. No. 774), which was read the first time and referred to the committee on codes.

Mr. Walsh introduced a bill entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Christopher C. O'Brien, formerly a patrolman in the police department of the said city, was dismissed from said department, and to reinstate him in the position formerly held by him" (Int. No. 775), which was read the first time and referred to the committee on affairs of cities.

Mr. Wheelock introduced a bill entitled "An act to amend the County Law, in relation to quarterly meetings of the board of supervisors of Livingston county" (Int. No. 776), which was read the first time and referred to the committee on internal affairs.

Mr. Cheney, from the committee on banks, to which was referred Assembly bill introduced by Mr. Cheney (No. 203, Int. No. 201) entitled "An act to amend the Banking Law, in relation to national banks acting in a fiduciary capacity," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Cheney, Mead, Gardner, Hunter, Wheelock, Hawkins, Dobson, McCleary, Warren, Moran, Merrigan, Wackerman.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Seaker, from the committee on railroads, to which was referred Assembly bill introduced by Mr. Hutchinson (No. 211, Int. No. 209) entitled "An act to extend the time of Little Falls and Johnstown Railroad Company to begin and finish the construction of its road and put it in operation, and extending the corporate existence, powers, consents and franchises of the company," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Seaker, Caulfield, Trahan, Baum, Wallace, Kirkland, Finch, Frerichs, Nichols, Hamill.

Also, Assembly bill introduced by Mr. Brady (No. 281, Int. No. 279) entitled "An act to extend for two years the time of Frontier Electric Railway Company to begin and finish the construction of its railroad," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Seaker, Caulfield, Trahan, Baum, Wallace, Kirkland, Finch, Frerichs, Nichols, Hamill.

Also, Assembly bill introduced by Mr. Gage (No. 406, Int. No. 402) entitled "An act to amend the Railroad Law, in relation to railroad policemen," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Seaker, Caulfield, Trahan, Baum, Wallace, Kirkland, Finch, Frerichs, Nichols, Hamill.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Harris, from the committee on public education, to which was referred Assembly bill introduced by Mr. Hunter (No. 433, Int. No. 424) entitled "An act to establish school district number seven in the town of Hornellsville, Steuben county, as a union free school district, and legalizing and validating the actions and proceedings of the board of education of the city of Hornellsville," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Harris, Soule, Gage, Miss M. L. Smith, Jacobs, Wright, McArdle.

Also, Assembly bill introduced by Mr. Porter (No. 345, Int. No. 344) entitled "An act to amend the Education Law, in relation to bonded indebtedness of school districts for certain purposes," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Harris, Soule, Gage, Miss M. L. Smith, Jacobs, Wright, McArdle.

Also, Assembly bill introduced by Mr. Jeffery (No. 144, Int. No. 144) entitled "An act to amend the Education Law, in relation to the use of school houses out of school hours by veteran organizations of the military, naval and marine service of the United States," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Harris, Soule, Gage, Miss M. L. Smith, Jacobs, Wright, McArdle. which report was agreed to, and said bills placed on the order of second reading.

Mr. Brady, from the committee on labor and industries, to which was referred Assembly bill introduced by Mr. Brady (No. 659, Int. No. 625) entitled "An act to amend the Workmen's Compensation Law, in relation to the definition of 'commission,' the method of distributing the State fund and investing the surplus or reserve thereof, and repealing certain sections of such law," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Brady, Lattin, Miller, Lown, Roosevelt, Jeffery, McCleary, Antin. which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardner, from the committee on insurance, to which was referred Assembly bill introduced by Mr. Gardner (No. 506, Int. No. 493) entitled "An act to amend the Insurance Law, in relation to taxation of foreign corporations and foreign insurers," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Gardner,

Crowley, Caulfield, MacFarland, Seelbach, Doherty, Gaffers, Rayher.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Brady (No. 629, Int. No. 104) entitled "An act in relation to employers' liability, constituting chapter seventy-three of the Consolidated Laws."

Also, the bill introduced by Mr. Duke (No. 142, Int. No. 142) entitled "An act to amend the Code of Civil Procedure, in relation to the filing of independent claims by parties brought in in proceedings before the Court of Claims or a referee on account of appropriation of land by the State."

Also, the bill introduced by Mr. Duke (No. 483, Int. No. 473) entitled "An act to amend section three hundred and forty-six of the Code of Criminal Procedure, relating to the removal of indictments before trial."

Also, the bill introduced by Mr. Duke (No. 484, Int. No. 474) entitled "An act to amend section three hundred and forty-four of the Code of Criminal Procedure with respect to removing indictments before trial."

Also, the bill introduced by Mr. Brady (No. 669, Int. No. 105) entitled "An act in relation to labor, constituting chapter thirty-one of the Consolidated Laws."

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the General City Law, in relation to prohibiting cities of the first class from increasing during any calendar year the compensation of any of their employees after the same shall have been fixed by and in the budget for such calendar year." (No. 630, Int. No. 135.)

"An act to amend the General Corporation Law, in relation to payment of wages by receivers." (No. 200, Int. No. 198.)

"An act in relation to labor, constituting chapter thirty-one of the Consolidated Laws." (No. 669, Int. No. 105.)

"An act to amend section three hundred and forty-four of the Code of Criminal Procedure, with respect to removing indictments before trial." (No. 484, Int. No. 474.)

"An act to amend section three hundred and forty-six of the Code of Criminal Procedure, relating to the removal of indictments before trial." (No. 483, Int. No. 473.)

"An act to amend the Code of Civil Procedure, in relation to the filing of independent claims by parties brought in in proceedings before the Court of Claims or a referee on account of appropriation of land by the State." (No. 142, Int. No. 142.)

"An act making appropriations for emergencies for the current fiscal year, supplying deficiencies in former appropriations, and other expenses of government." (No. 628, Int. No. 564.)

"An act in relation to employers' liability, constituting chapter seventy-three of the Consolidated Laws." (No. 629, Int. No. 104.)

Mr. Gage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on excise be discharged from the further consideration of the bill (No. 541, Int. No. 106) entitled "An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Gage moved to amend as follows:

Page 2, line 18, strike out "one thousand" and insert "five hundred".

Page 3, line 24, after "violation," insert "together with the names of all witnesses to any such violation of whom he has knowledge or whom he can discover with reasonable diligence".

Page 4, line 15, strike out everything after the period.

Page 4, strike out lines 16 to 18, inclusive.

Page 5, line 14, strike out "shall" and insert "may".

Page 6, line 20, strike out "or any accompanying helper or assistant".

Page 9, line 25, after "otherwise," insert "but no person shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter or thing concerning which he may so testify or produce evidence, documentary or otherwise,".

Page 10, line 18, strike out "said officer" and insert "a magistrate".

Page 11, line 24, strike out "search the premises or".

Page 11, line 25, strike out "place where such act occurs or exists and", and insert the word "such" before "intoxi-".

Page 12, line 1, strike out "found thereon," and insert a period.

Page 12, strike out lines 2 to 4, inclusive.

Page 12, strike out lines 5, 6 and 7, and the matter in line 8 down to and including the period and insert in place thereof the following:

"The officer shall make a return of his proceedings to a judge who would be authorized to issue a warrant for such a seizure, setting forth the grounds on which the seizure was made, and such return shall be deemed to be a complaint for the purposes of this section; and the provisions of this section relating to proceedings for seizure pursuant to a warrant shall apply to such liquor, vessels and property."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Gage, said bill was ordered reprinted and recommitted to said committee.

Mr. Gage offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on excise be discharged from the further consideration of the bill (No. 540, Int. No. 107) entitled "An act to amend the Penal Law, in relation to intoxicating liquor, repealing the Liquor Tax Law and the City Local Option Law, and providing for completing the unfinished business of the State Excise Department."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Gage moved to amend as follows:

Page 2, line 16, strike out "Presumptions" and insert "Possession as evidence; burden of proof".

Page 5, line 3, after "acceptance," insert "manufacture,".

Page 5, line 7, strike out everything after "services" and insert a period.

Page 5, strike out line 8.

Page 5, between lines 8 and 9, insert the following:

"7. The purchase and sale of warehouse receipts covering distilled spirits on deposit in government bonded warehouses."

Page 5, line 15, change the period to a comma, and insert after the comma the word "upon".

Page 5, line 16, strike out "2. Upon", and transpose the line so that it follows the insert above specified for line 15.

Page 5, line 19, change the numeral "3" to "2".

Page 5, line 24, change the numeral "4" to "3".

Page 5, line 25, change the numeral "5" to "4".

Page 6, line 4, change the numeral "6" to "5".

Page 6, line 10, change the numeral "7" to "6".

Page 7, line 3, strike out "accord" and insert "afford".

Page 11, line 14, after "resides" insert "if he be a resident of the State, and if he be a nonresident with the Secretary of State,".

Page 11, line 15, strike out "clerk" and insert "officer," and strike out "county clerk" and insert "officer".

Page 11, line 22, strike out "such clerk" and insert "the officer by whom such registration is made".

Page 11, line 24, strike out "the clerk" and insert such officer", and strike out "clerk" and insert "officer".

Page 12, line 2, strike out "the" and strike out "of such clerk" and insert a period after "hours".

Page 12, strike out lines 11 to 23, inclusive, and insert in place thereof the following:

"§ 1216. The possession of liquors by any person not legally permitted under this article to possess liquor shall be prima facie evidence that such liquor is kept for the purpose of being sold, bartered, exchanged, given away, furnished or otherwise disposed of in violation of the provisions of this article; and the burden of proof shall be upon the possessor in any action concerning the same to prove that such liquor was lawfully acquired, possessed and used."

Page 13, line 3, strike out "or a taxpayer residing in such county,".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Gage, said bill was ordered reprinted and re-committed to said committee.

The bill (No. 730, Int. No. 336) entitled "An act to amend the General Construction Law, in relation to standard time," having been announced. Mr. Donohue moved to recommit said bill to the committee on agriculture.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Witter, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 335, Int. No. 334) entitled "An act to repeal chapter two hundred and ninety-four of the Laws of eighteen hundred and ninety-two, entitled 'An act in reference to the collection of taxes in the county of Wayne,' " was read the second time.

On motion of Mr. Betts, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 289, Int. No. 287) entitled "An act to amend the Partnership Law, in relation to payment of wages by receivers," was read the second time.

On motion of Mr. Brady, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 166, Int. No. 166) entitled "An act to amend the Greater New York charter, in relation to making more specific the powers of the commisisoner of public welfare of the city of New York in the collection of money for the support of poor persons from relatives, and the property or estates of such poor persons," was read the second time.

On motion of Mr. Burchill, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 264, Int. No. 262) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of John J. Morrissey against the State for the unpaid balance of moneys alleged to be due the claimant for carting filling for the State Fair grounds in the month of July, nineteen hundred and seventeen," was read the second time.

On motion of Mr. E. C. Campbell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 29, Int. No. 29) entitled "An act to amend chapter eight hundred and eighty-nine of the Laws of nineteen hundred and twenty, entitled 'An act creating a commission to investigate and report on the proposed Roosevelt memorials, and making an appropriation therefor,' in relation to filling vacancies in the commission and time for report," was read the second time.

On motion of Mr. Downs, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 141, Int. No. 141) entitled "An act to amend the Tax Law, in relation to exemption from taxation of property of ministers of the gospel," was read the second time.

On motion of Mr. Duke, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 468, Int. No. 459) entitled "An act to permit the Independence Insurance Company to apply to the State Tax Commission for revision and readjustment of taxes stated against it under section one hundred and eighty-seven of the Tax Law based on its reports for the years nineteen hundred and fourteen to nineteen hundred and seventeen, inclusive," was read the second time.

On motion of Mr. Gardner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 362, Int. No. 362) entitled "An act to further amend chapter two hundred and eighty-eight of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Hornellsville, and to change the name thereof,' generally," was read the second time.

On motion of Mr. Hunter, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 509, Int. No. 496) entitled "An act to amend the charter of the city of Gloversville, generally," was read the second time.

On motion of Mr. Hutchinson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 301, Int. No. 300) entitled "An act for the relief of the town of Blecker, in the county of Fulton," was read the second time.

On motion of Mr. Hutchinson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 300, Int. No. 299) entitled "An act for the relief of the town of Ephratah, in the county of Fulton," was read the second time.

On motion of Mr. Hutchinson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 148, Int. No. 148) entitled "An act to amend the Village Law, in relation to the preparation of assessment-rolls and

the hearing of complaints in relation thereto," was read the second time.

On motion of Mr. Judson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 146, Int. No. 146) entitled "An act to amend the Tax Law, in relation to the time of service of notice of special franchise valuations and rates of equalization," was read the second time.

On motion of Mr. Judson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 538, Int. No. 521) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section two of article twelve of the Constitution, in relation to city bills," was read the second time.

On motion of Mr. Martin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 645, Int. No. 611) entitled "An act to detach a portion of the village of Malverne and continue it as a part of the town of Hempstead in the county of Nassau, and to provide for the lien of village taxes thereon," was read the second time.

On motion of Mr. McWhinney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 307, Int. No. 306) entitled "An act to amend the Town Law, in relation to police," was read the second time.

On motion of Mr. McWhinney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 647, Int. No. 613) entitled "An act to amend chapter seven hundred and fifty-five of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the Port Jervis Water Works Company,' as amended, in relation to increasing the capital stock," was read the second time.

On motion of Mr. Mead, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 652, Int. No. 618) entitled "An act to amend the Village Law, in relation to the retirement of policemen in certain counties," having been announced, Mr. Miller moved to amend as follows:

Page 2, line 7, strike out the words "not less than".

Page 2, line 7, strike out the words "to him for the year imme." and insert in italics "a member of such police department of the rank of retiring member for the year".

Page 2, line 8, before the word "diately" add in italics "imme".

Page 2, line 8, after the word "retirement" insert a period.

Page 2, line 8, strike out the words "but not more than one thousand" and insert in italics "Such payment shall in no case exceed one thousand dollars per annum and shall be paid out of".

Page 2, line 9, strike out entire line.

Page 2, line 10, before the word "by" insert in italics "moneys provided".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 518, Int. No. 505) entitled "An act to authorize the town of Cheektowaga, in the county of Erie, to pay for certain legal services rendered such town in the years nineteen hundred and nineteen and nineteen hundred and twenty," was read the second time.

On motion of Mr. Zimmerman, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 93, Rec. No. 21) entitled "An act to amend chapter five hundred and fifty of the Laws of nineteen hundred and eleven, entitled 'An act authorizing and empowering the city of Mount Vernon to issue bonds for the purpose of paying its proportionate share of the expense of eliminating grade crossings in the city of Mount Vernon,' in relation to increasing the amount of such bonds and the interest they may bear," was read the second time.

On motion of Mr. T. C. Moore, said bill was placed on the order of third reading.

The Senate bill (No. 92, Rec. No. 22) entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to limitation of indebtedness," was read the second time.

On motion of Mr. T. C. Moore, said bill was placed on the order of third reading.

The Senate bill (No. 91, Rec. No. 23) entitled "An act to amend chapter three hundred and sixty-one of the Laws of nineteen hundred and nine, entitled 'An act relating to the repaving of streets and highways in the city of Mount Vernon which have once been paved at the expense of abutting property, in whole or in part, and authorizing such city to raise money therefor by the issue of bonds,' in relation to increasing the amount of such bonds," was read the second time.

On motion of Mr. T. C. Moore, said bill was placed on the order of third reading.

The Senate bill (No. 339, Rec. No. 26) entitled "An act to legalize and validate the acts and proceedings of the village of Depew, its voters, officers and agents, in relation to the issuance of paving bonds in the amount of seventy thousand dollars; to authorize the issuance and sale of said bonds, and to provide for raising annually by tax a sum necessary and sufficient to pay the principal and interest of such bonds as they become due," was read the second time.

On motion of Mr. Jeffery, said bill was placed on the order of third reading.

The Senate bill (No. 338, Rec. No. 27) entitled "An act to validate the acts and proceedings of the city of Lackawanna, its voters, officers and agents, in relation to the issuance of bonds of such city in the amount of one hundred thousand dollars, issued for the construction of a permanent community memorial building, and to provide for the issuance, sale and payment of such bonds," was read the second time.

On motion of Mr. Jeffery, said bill was placed on the order of third reading.

The Senate bill (No. 52, Rec. No. 28) entitled "An act to amend chapter five hundred and fifty-three of the Laws of nineteen hundred and eighteen, entitled 'An act to provide for acquiring an option on a new site for the Cortland State Normal and Training School, and making an appropriation therefor,' relative to the acquisition of lands as a site for such school," was read the second time.

On motion of Mr. Adler, said bill was placed on the order of third reading.

The Senate bill (No. 98, Rec. No. 36) entitled "An act to amend the Arbitration Law, in relation to arbitration agreements," was read the second time.

On motion of Mr. Jacobs, said bill was placed on the order of third reading.

By unanimous consent, Mr. Adler called up Assembly bill (No. 669, Int. No. 106) entitled "An act in relation to labor, constituting chapter thirty-one of the Consolidated Laws," now on the order of third reading.

Said bill having been announced, Mr. Adler moved that said bill be recommitted to the committee on labor and industries, with instructions to report the same forthwith amended as follows:

Page 4, line 14, strike out "and" and insert "or".

Page 9, line 15, after "department" insert "and the commissioner may appoint".

Line 17, strike out "the commissioner" and insert "he".

Line 19, strike out "under this chapter".

Page 11, line 25, change "ordinances" to "ordinance".

Page 12, line 1, after the first "chapter" insert a comma.

Page 16, line 19, strike out "per-" and insert "premises".

Line 20, strike out "mits".

Line 25, strike out "permits" and insert "premises".

Page 20, line 21, strike out "as hereinbefore otherwise provided".

Line 24, strike out "the".

Line 25, strike out "officer or board conducting such hearing" and insert "them respectively".

Page 28, line 24, change "sion" to "sioner"; strike out "it" and insert "he"; after "and" insert "he".

Page 44, line 1, strike out "board" and insert "department".

Line 2, strike out "board" and insert "department".

Page 55, line 23, strike out "company".

Page 115, line 23, change "commission" to "commissioner".

Page 117, line 11, strike out "its" and insert "his".

Page 120, line 24, strike out "commission" and insert "board".

Page 123, line 6, after "ninety-five" insert a comma.

Page 144, line 25, strike out "heretofore".

Page 160, line 10, change "7" to "6".

Page 162, line 25, strike out "eight" and insert "seven".

Line 26, strike out "thirty-one" and insert "fifty-one".

Page 163, line 25, change "8" to "7".

Page 164, line 22, strike out "thirty-six" and insert "fifty-six".

Page 166, line 5, change "439" to "459".

Page 168, line 11, strike out "effect" and insert "affect".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Brady, from the committee on labor and industries, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Rowe offered for the consideration of the House a resolution, in the words following:

Resolved, That one thousand copies of Assembly bill introduced by Mr. Rowe, entitled "An act to amend the charter of city of Buffalo generally," be printed by the contractor under the provisions of the State Printing Law, in addition to the thirteen hundred copies thereof provided in section five of such law, and, that, when printed, such additional copies be delivered to the superintendent of documents of the Assembly.

which was referred to the committee on public printing.

The Senate returned the bill (No. 493, Int. No. 483) entitled "An act giving power to the trustees of the village of Bellport, Suffolk county, New York, to lease a portion of Bellport avenue, known as the dock, extending into Great South bay at the foot of Bellport avenue in such village to the Bellport Bay Yacht Club, Incorporated, for a club house."

Also, the bill (No. 369, Int. No. 163) entitled "An act to amend sections forty, forty-two and forty-five of chapter thirty-seven of the Laws of nineteen hundred and nine, entitled 'An act in relation to legislation, constituting chapter thirty-two of the Consolidated Laws,' in relation to concurrent resolutions."

Also, the bill (No. 51, Int. No. 51) entitled "An act to amend chapter eighty-three of the Laws of nineteen hundred and one, entitled 'An act to provide for the improvement of the public highways in the county of Orange,' in relation to the amount of and rate of interest on bonds to be issued under such act."

Also, the bill (No. 241, Int. No. 239) entitled "An act to amend the Highway Law, in relation to laying out highways."

Also, the bill (No. 158, Int. No. 158) entitled "An act to amend the General Business Law, in relation to the sale of tickets of

admission to theatres and places of amusement," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

On motion of Mr. Adler, the House adjourned.

FRIDAY, FEBRUARY 18, 1921

The House met pursuant to adjournment.

Mr. McGinnies in the chair.

Prayer by Rev. J. Addison Jones.

On motion of Mr. Judson, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Cowee introduced a bill entitled "An act to amend the Conservation Law, in relation to the taking of pikeperch" (Int. No. 777), which was read the first time and referred to the committee on conservation.

Mr. Dickstein introduced a bill entitled "An act to amend the Insurance Law, in relation to additional statements to Superintendent of Insurance" (Int. No. 778), which was read the first time and referred to the committee on insurance.

Also, "An act to amend the Banking Law, in relation to additional statements to Superintendent of Banks" (Int. No. 779), which was read the first time and referred to the committee on banks.

Mr. Ellsworth introduced a bill entitled "An act making an appropriation for new flues for the boilers at the Northern New York Institution for Deaf-Mutes at Malone" (Int. No. 780), which was read the first time and referred to the committee on ways and means.

Mr. Everett introduced a bill entitled "An act to amend the Conservation Law, in relation to the taking of black bass" (Int. No. 781), which was read the first time and referred to the committee on conservation.

Mr. MacFarland introduced a bill entitled "An act to amend the

Town Law, in relation to the raising of a contingent fund " (Int. No. 782), which was read the first time and referred to the committee on internal affairs.

Mr. Hutchinson introduced a bill entitled "An act to amend the Conservation Law, in relation to the taking of muskrats " (Int. No. 783), which was read the first time and referred to the committee on conservation.

Mr. Rayher introduced a bill entitled "An act to amend the Decedent Estate Law, in relation to distribution of personal property " (Int. No. 784), which was read the first time and referred to the committee on the judiciary.

Mr. Rowe introduced a bill entitled "An act to amend the charter of the city of Buffalo, generally " (Int. No. 785), which was read the first time and referred to the committee on affairs of cities.

Mr. T. K. Smith introduced a bill entitled "An act to amend the Conservation Law, in relation to the taking of pheasants " (Int. No. 786), which was read the first time and referred to the committee on conservation.

Miss M. L. Smith introduced a bill entitled "An act providing for the creation of the commission and the payment of the bonus provided for in chapter eight hundred and seventy-two of the Laws of nineteen hundred and twenty " (Int. No. 787), which was read the first time and referred to the committee on ways and means.

Mr. Wheelock introduced a bill entitled "An act to amend the Highway Law, in relation to the transfer of used motor vehicles " (Int. No. 788), which was read the first time and referred to the committee on internal affairs.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. McWhinney (No. 307, Int. No. 306) entitled "An act to amend the Town Law, in relation to police."

Also, the bill introduced by Mr. Judson (No. 148, Int. No. 148) entitled "An act to amend the Village Law, in relation to the preparation of assessment-rolls and the hearing of complaints in relation thereto."

Also, the bill introduced by Mr. Betts (No. 335, Int. No. 334) entitled "An act to repeal chapter two hundred and ninety-four

of the Laws of eighteen hundred and ninety-two, entitled 'An act in reference to the collection of taxes in the county of Wayne.' "

Also, the bill introduced by Mr. Downs (No. 29, Int. No. 29) entitled "An act to amend chapter eight hundred and eighty-nine of the Laws of nineteen hundred and twenty, entitled 'An act creating a commission to investigate and report on the proposed Roosevelt memorials, and making an appropriation therefor,' in relation to filling vacancies in the commission and time for report."

Also, the bill introduced by Mr. Mead (No. 647, Int. No. 613) entitled "An act to amend chapter seven hundred and fifty-five of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the Port Jervis Water Works Company,' as amended, in relation to increasing the capital stock."

Also, the bill introduced by Mr. Hutchinson (No. 509, Int. No. 496) entitled "An act to amend the charter of the city of Gloversville, generally."

Also, the bill introduced by Mr. Hunter (No. 362, Int. No. 362) entitled "An act to further amend chapter two hundred and eighty-eight of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Hornellsville, and to change the name thereof,' generally."

Also, the bill introduced by Mr. Burchill (No. 166, Int. No. 166) entitled "An act to amend the Greater New York charter, in relation to making more specific the powers of the commissioner of public welfare of the city of New York in the collection of money for the support of poor persons from relatives and the property or estate of such poor persons."

Also, the bill introduced by Mr. McWhinney (No. 645, Int. No. 611) entitled "An act to detach a portion of the village of Malverne and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon."

Also, the bill introduced by Mr. Zimmerman (No. 518, Int. No. 505) entitled "An act to authorize the town of Cheektowaga, in the county of Erie, to pay for certain legal services rendered such town in the years nineteen hundred and nineteen and nineteen hundred and twenty."

Also, the bill introduced by Mr. E. C. Campbell (No. 264, Int.

No. 262) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of John J. Morrissey against the State for the unpaid balance of moneys alleged to be due the claimant for carting filling for the State Fair grounds in the month of July, nineteen hundred and seventeen."

Also, the bill introduced by Mr. Gardner (No. 468, Int. No. 459) entitled "An act to permit the Independence Insurance Company to apply to the State Tax Commission for revision and readjustment of taxes stated against it under section one hundred and eighty-seven of the Tax Law based on its reports for the years nineteen hundred and fourteen to nineteen hundred and seventeen, inclusive."

Also, the bill introduced by Mr. Martin (No. 538, Int. No. 521) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section two of article twelve of the Constitution, in relation to city bills."

Also, the bill introduced by Committee on Agriculture (No. 730, Int. No. 336) entitled "An act to amend the General Construction Law, and the General Municipal Law, in relation to standard time," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Brady (No. 289, Int. No. 287), entitled "An act to amend the Partnership Law, in relation to payment of wages by receivers," reported the same with the following recommendations:

Page 1, line 1, strike out "forty-four" and insert "four hundred and eight".

Page 1, line 2, strike out "nine" and insert "nineteen".

Page 1, line 4, strike out "eight" and insert "seventy-one-a".

Page 1, line 6, strike out "8" and insert "71-a".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Duke (No. 141, Int. No. 141), entitled "An act to amend the Tax Law, in relation to exemption

from taxation of property of ministers of the gospel," reported the same with the following recommendations:

Page 2, line 3, strike out "or" and insert "and".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Judson (No. 146, Int. No. 146), entitled "An act to amend the Tax Law, in relation to the time of service of notice of special franchise valuations and rates of equalization," reported the same with the following recommendations:

Page 2, line 21, strike out "or" and insert "of".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Highway Law, in relation to the designation of an ultimate and definitive system of State and county highways to be constructed and maintained by the State, and to approve a map upon which such system is designated." (No. 727, Rec. No. 17.)

"An act to amend chapter three hundred of the Laws of nineteen hundred and fourteen, entitled 'An act in relation to the department of public works of the city of Syracuse and repealing certain sections of chapter six hundred and eighty-four of the Laws of nineteen hundred and five, relating thereto,' in relation to condemnation of lands for local improvements." (No. 699, Int. No. 281.)

"An act to amend the Highway Law, in relation to amount to be raised by town board for repair or construction of highways and bridges." (No. 700, Int. No. 301.)

Mr. Reiss offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on labor and industries be discharged from the further consideration of Assembly bill (No. 694, Int. No. 658) entitled "An act to amend the Labor Law, in relation to employment in State hospitals," and that said bill be referred to the committee on ways and means.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill (No. 659, Int. No. 625) entitled "An act to amend the Workmen's Compensation Law, in relation to the definition of 'commission,' the method of distributing the State fund and investing the surplus of reserve thereof, and repealing certain sections of such law," having been announced for a second reading,

On motion of Mr. Merrigan, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 281, Int. No. 279) entitled "An act to extend for two years the time of Frontier Electric Railway Company to begin and finish the construction of its railroad," was read the second time.

On motion of Mr. Brady, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 203, Int. No. 201) entitled "An act to amend the Banking Law, in relation to national banks acting in a fiduciary capacity," was read the second time.

On motion of Mr. Cheney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 406, Int. No. 402) entitled "An act to amend the Railroad Law, in relation to railroad policemen," was read the second time.

On motion of Mr. Gage said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 506, Int. No. 493) entitled "An act to amend the Insurance Law, in relation to taxation of foreign corporations and foreign insurers," was read the second time.

On motion of Mr. Gardner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 433, Int. No. 424) entitled "An act to establish school district number seven in the town of Hornellsville, Steuben county, as a union free school district, and legalizing and validating the actions and proceedings of the board of education of the city of Hornellsville," was read the second time.

On motion of Mr. Hunter, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 211, Int. No. 209) entitled "An act to extend the time of Little Falls and Johnstown Railroad Company to begin and finish the construction of its road and put it in operation, and extending the corporate existence, powers, consents and franchises of the company," having been announced for a second reading,

On motion of Mr. Merrigan, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 144, Int. No. 144) entitled "An act to amend the Education Law, in relation to the use of school houses out of school hours by veteran organizations of the military, naval and marine service of the United States," was read the second time.

On motion of Mr. Jeffery, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 345, Int. No. 344) entitled "An act to amend the Education Law, in relation to bonded indebtedness of school districts for certain purposes," was read the second time.

On motion of Mr. Porter, said bill was placed on the order of third reading and referred to the committee on revision.

On motion of Mr. Judson, the consideration of the third reading calendar was postponed until Monday next.

On motion of Mr. Judson, the House adjourned.

MONDAY, FEBRUARY 21, 1921

The House met pursuant to adjournment.

Prayer by Rev. Charles W. Leitzell.

On motion of Mr. Adler, the reading of the journal of Friday, February 18th, was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Industrial Commission, which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of the State Agricultural and Industrial School at Industry, which was laid upon the table and ordered printed.

(See Document.)

Mr. Borkowski introduced a bill entitled "An act to amend the Banking Law, in relation to the prevention of fraud in the sale of stocks, bonds and other securities" (Int. No. 789), which was read the first time and referred to the committee on banks.

Mr. Jager introduced a bill entitled "An act to amend the Education Law, in relation to election of members of the board of education and representation of teachers on governing bodies" (Int. No. 790), which was read the first time and referred to the committee on public education.

Mr. Jeffery introduced a bill entitled "An act to amend the Conservation Law, in relation to the manner of taking waterfowl" (Int. No. 791), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the taking of dogs afield" (Int. No. 792), which was read the first time and referred to the committee on conservation.

Also, "An act making an appropriation for constructing a concrete culvert over the eighteen-mile creek in the city of Lockport" (Int. No. 793), which was read the first time and referred to the committee on ways and means.

Mr. Judson introduced a bill entitled "An act to amend the Domestic Relations Law, in relation to the adoption of children" (Int. No. 794), which was read the first time and referred to the committee on the judiciary.

Mr. McGinnies introduced a bill entitled "An act to repeal section eight-a of chapter four hundred and five of the Laws of eighteen hundred and fifty-seven, entitled 'An act to reorganize the warden's office of the Port of New York,' as added by chapter five hundred and twenty of the Laws of nineteen hundred and eighteen, relating to salaries of port wardens" (Int. No. 795), which was read the first time and referred to the committee on the judiciary.

Mr. Orr introduced a bill entitled "An act to establish a system of compulsory insurance to furnish benefits for employees in case of old age, unemployment, death, sickness and accident, not covered by workmen's compensation, and for their dependents in case of sickness, accident and death, and to furnish maternity benefits, and to provide for contribution by employers, employees and the State, and to create the health insurance commission" (Int. No. 796), which was read the first time and referred to the committee on labor and industries.

Mr. Solomon introduced a bill entitled "An act to amend the Penal Law, in relation to employment of armed men to act as policemen, peace officers or guards in industrial disputes" (Int. No. 797), which was read the first time and referred to the committee on codes.

Also, "An act to amend the County Law, in relation to appointment of deputy sheriffs" (Int. No. 798), which was read the first time and referred to the committee on internal affairs.

Mr. Soule introduced a bill entitled "An act to authorize the town of Clay in the county of Onondaga to purchase land for providing road-building material" (Int. No. 799), which was read the first time and referred to the committee on internal affairs.

Mr. Ullman introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to when a party or interested person cannot be examined" (Int. No. 800), which was read the first time and referred to the committee on codes.

Mr. Wackerman introduced a bill entitled "An act to amend the Conservation Law, in relation to the training of dogs" (Int. No. 801), which was read the first time and referred to the committee on conservation.

Mr. Wright introduced a bill entitled "An act to amend the Education Law, relative to boards of education in the city school districts" (Int. No. 802), which was read the first time and referred to the committee on public education.

Mr. Gardner introduced a bill entitled "An act to amend the Insurance Law, in relation to reinsurance" (Int. No. 803), which was read the first time and referred to the committee on insurance.

Also, "An act to authorize the Comptroller of the State to hear and determine the application of Joseph A. Daughton as trustee of a trust fund created under the will of John Welspiel, deceased, for the redemption from the tax sale made by the Comptroller in nineteen hundred fifteen of one acre of land in the town of Plattekill, Ulster county, assessed to Sarah Schoonmaker and described and bounded north and south by lands of E. L. Schoonmaker, east by the highway and west by the Central New England Railroad" (Int. No. 804), which was read the first time and referred to the committee on the judiciary.

Mr. Crowley introduced a bill entitled "An act to amend the Insurance Law, in relation to cancellation of fire insurance policies for defaults in payment of premiums" (Int. No. 805), which was read the first time and referred to the committee on insurance.

Mr. J. C. Smith introduced a bill entitled "An act to amend the charter of the city of Oneonta, generally" (Int. No. 806), which was read the first time and referred to the committee on affairs of cities.

Mr. McWhinney introduced a bill entitled "An act to amend the Judiciary Law, in relation to the sheriff notifying jurors by registered mail" (Int. No. 807), which was read the first time and referred to the committee on the judiciary.

Mr. C. C. Smith introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the claim of I. J. Stander and Company, Incorporated, against the State for reimbursement of losses sustained under Barge canal terminal contract number thirty-eight for the construction of a pier at the foot of West Fifty-third street, North river" (Int. No. 808), which was read the first time and referred to the committee on claims.

Mr. Jesse introduced a bill entitled "An act authorizing the police commissioner of the city of New York to reinstate William B. Freeman, formerly a patrolman in the police department of said city, in the position formerly held by him" (Int. No. 809), which was read the first time and referred to the committee on affairs of cities.

Mr. Judson introduced a bill entitled "An act to provide for a department of assessment and taxation in and for the second and third class cities" (Int. No. 810), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to provide for a department of public health in and for second and third class cities" (Int. No. 811), which was read the first time and referred to the committee on affairs of cities.

Also, "Concurrent resolution of the Senate and Assembly proposing an amendment to sections twenty-six and twenty-seven of article three of the Constitution to enable the Legislature to give greater control over local affairs to counties" (Int. No. 812), which was read the first time and referred to the committee on the judiciary.

Mr. Reiss introduced a bill entitled "An act to amend the Workmen's Compensation Law, in relation to compensation" (Int. No. 813), which was read the first time and referred to the committee on labor and industries.

Mr. Ullman introduced a bill entitled "An act to amend the General Corporation Law, in relation to corporate names" (Int. No. 814), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Partnership Law, in relation to the continuation of partnership and business names" (Int. No. 815), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Partnership Law, in relation to fictitious firm names" (Int. No. 816), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Penal Law, in relation to fictitious partnership names" (Int. No. 817), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Penal Law, in relation to conducting business under an assumed name" (Int. No. 818), which was read the first time and referred to the committee on the judiciary.

Mr. Finch introduced a bill entitled "An act to provide for the construction of a Barge canal terminal at the city of Hudson, and

making an appropriation therefor " (Int. No. 819), which was read the first time and referred to the committee on ways and means.

Mr. Gaffers introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the alleged claim of Charles P. Senecal against the State for loss and damage sustained by the destruction of an automobile through the alleged negligent operation of the State bridge spanning the Hudson river at Troy and Watervliet" (Int. No. 820), which was read the first time and referred to the committee on claims.

Mr. Cheney introduced a bill entitled "An act to amend the Banking Law, in relation to the investment of the deposits and guaranty fund of savings banks in equipment obligations or certificates" (Int. No. 821), which was read the first time and referred to the committee on banks.

Also, "An act to amend the Decedent Estate Law and the Personal Property Law, in relation to the investment of trust funds by fiduciaries" (Int. No. 822), which was read the first time and referred to the committee on the judiciary.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to illegally assessed property" (Int. No. 823), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to detach a portion of the village of Malverne and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon." (No. 645, Int. No. 611.)

"An act to amend the Greater New York charter, in relation to making more specific the powers of the commissioner of public welfare of the city of New York in the collection of money for the support of poor persons from relatives and the property or estate of such poor persons." (No. 166, Int. No. 166.)

"An act to authorize the town of Cheektowaga, in the county of Erie, to pay for certain legal services rendered such town in the years nineteen hundred and nineteen and nineteen hundred and twenty." (No. 518, Int. No. 505.)

"An act to permit the Independence Insurance Company to apply to the State Tax Commission for revision and readjustment of taxes stated against it under section one hundred and eighty-seven of the Tax Law based on its reports for the years nineteen hundred and fourteen to nineteen hundred and seventeen, inclusive." (No. 468, Int. No. 459.)

"Concurrent resolution of the Senate and Assembly proposing an amendment to section two of article twelve of the Constitution, in relation to city bills." (No. 538, Int. No. 521.)

"An act to amend the charter of the city of Gloversville, generally." (No. 509, Int. No. 496.)

"An act to amend chapter seven hundred and fifty-five of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the Port Jervis Water Works Company,' as amended, in relation to increasing the capital stock." (No. 647, Int. No. 613.)

"An act to amend the General Construction Law, and the General Municipal Law, in relation to standard time." (No. 730, Int. No. 336.)

"An act to amend chapter eight hundred and eighty-nine of the Laws of nineteen hundred and twenty, entitled 'An act creating a commission to investigate and report on the proposed Roosevelt memorials, and making an appropriation therefor,' in relation to filling vacancies in the commission and time for repairs." (No. 29, Int. No. 28.)

"An act to amend the Village Law, in relation to the preparation of assessment-rolls and the hearing of complaints in relation thereto." (No. 148, Int. No. 148.)

"An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of John J. Morrissey against the State for the unpaid balance of moneys alleged to be due the claimant for carting filling for the State fair grounds in the month of July, nineteen hundred and seventeen." (No. 264, Int. No. 262.)

"An act to amend the Town Law, in relation to police." (No. 307, Int. No. 306.)

"An act to repeal chapter two hundred and ninety-four of the Laws of eighteen hundred and ninety-two, entitled 'An act in refer-

ence to the collection of taxes in the county of Wayne.'” (No. 335, Int. No. 334.)

On motion of Mr. Adler, the consideration of the calendar of the day was postponed until Tuesday next.

Mr. Crews offered for the consideration of the House a resolution in relation to service on the Park Avenue and Ocean Avenue lines in the borough of Brooklyn, which was laid upon the table under the rule.

Mr. Di Pirro offered for the consideration of the House a resolution in relation to the operation, control, management and supervision of traction lines, which was laid upon the table under the rule.

Mr. Jager offered for the consideration of the House a resolution in relation to the movement to establish the so-called open shop, which was laid upon the table under the rule.

Mr. McDonald offered for the consideration of the House a resolution in relation to a joint legislative committee to investigate banks and trust companies, which was laid upon the table under the rule.

On motion of Mr. Reiburn, the consideration of his resolution in relation to loans made to foreign countries noticed to be called up for debate this day was postponed until Monday next.

Mr. Leininger was excused on account of illness.

Mr. Zimmerman was excused from the sessions of the week.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Whereas, This House learns with sincere sorrow of the death of Hon. Gordon H. Peck, representing the county of Rockland for four years.

Resolved. That this House do now adjourn in honor of the memory of Gordon H. Peck.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative by a unanimous rising vote.

Mr. Speaker declared the House adjourned in honor of the memory of Hon. Gordon H. Peck.

TUESDAY, FEBRUARY 22, 1921

The House met pursuant to adjournment.

Prayer by Rev. D. R. Long.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Tax Law, in relation to exemption from taxation" (No. 472, Rec. No. 54), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend the Education Law, relative to the apportionment of academic funds according to attendance of academic pupils" (No. 315, Rec. No. 55), which was read the first time and referred to the committee on public education.

"An act to amend the General Corporation Law, in relation to payment of wages by receivers" (No. 47, Rec. No. 56), which was read the first time and referred to the committee on labor and industries.

"An act to amend the Education Law, in relation to alien children and children employed in street trades" (No. 45, Rec. No. 57), which was read the first time and referred to the committee on labor and industries.

"An act to amend the Tax Law, in relation to exemption from taxation of property of ministers of the gospel" (No. 471, Rec. No. 58), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend the Education Law, in relation to the appointment of a Supreme Court librarian at Watertown" (No. 85, Rec. No. 59), which was read the first time and referred to the committee on public education.

Mr. Barnes introduced a bill entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' in relation to creating a municipal commission of harbor and docks and defining its powers and duties" (Int. No. 824), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Stock Corporation Law, in relation to consent of stockholders" (Int. No. 825), which was read the first time and referred to the committee on the judiciary.

Mr. Bloch introduced a bill entitled "An act to incorporate The Heckscher Foundation for Children" (Int. No. 826), which was read the first time and referred to the committee on the judiciary.

Mr. Donohue introduced a bill entitled "An act to amend the Greater New York charter, in relation to pier accommodations for boats and barges" (Int. No. 827), which was read the first time and referred to the committee on affairs of cities.

Mr. Hager introduced a bill entitled "An act to amend chapter fifty-six of the Laws of nineteen hundred and six, entitled 'An act to amend chapter two hundred and fifteen of the Laws of eighteen hundred and twenty, and to revise and consolidate the several acts relative to, and to change the name of the corporation heretofore known as the Trustees of the Theological Seminary of Auburn in the State of New York,' in relation to the powers, objects and purposes of such seminary" (Int. No. 828), which was read the first time and referred to the committee on the judiciary.

Mr. Lattin introduced a bill entitled "An act to legalize and confirm the official acts of notaries public and commissioners of deeds" (Int. No. 829), which was read the first time and referred to the committee on the judiciary.

Mr. Lieberman introduced a bill entitled "An act to amend the Decedent Estate Law and the Personal Property Law, in relation to the investment of trust funds by individual fiduciaries in parts of mortgages, extending to them the same privileges in relation thereto now held by trust companies" (Int. No. 830), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Civil Service Law, in relation to machinists' helpers in cities of the first class" (Int. No. 831), which was read the first time and referred to the committee on the judiciary.

Mr. Lord introduced a bill entitled "An act to establish and maintain a water department in and for the city of Norwich"

(Int. No. 832), which was read the first time and referred to the committee on affairs of cities.

Mr. Mastick introduced a bill entitled "An act to amend the Decedent Estate Law, in relation to investment of trust funds" (Int. No. 833), which was read the first time and referred to the committee on the judiciary.

Mr. McDonald introduced a bill entitled "An act to amend chapter five hundred and ninety-four of the Laws of nineteen hundred and seven, entitled 'An act to provide for preserving the waters of the Bronx river from pollution; creating a reservation of lands on either side of the river; authorizing the taking of lands for that purpose and providing for the payment thereof, and appointing a commission to carry out the purposes of the act, in relation to the power of the commission to incur expenses or obligations'" (Int. No. 834), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Penal Law, in relation to the possession of dangerous weapons by householders" (Int. No. 835), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Personal Property Law, in relation to contracts for the conditional sale of goods and chattels" (Int. No. 836), which was read the first time and referred to the committee on general laws.

Mr. Moran introduced a bill entitled "An act to authorize the construction of a bridge over the Black River canal, at Main street, in the village of Port Leyden, Lewis county, and making an appropriation therefor" (Int. No. 837), which was read the first time and referred to the committee on ways and means.

Mr. Mullen introduced a bill entitled "An act to amend the Real Property Law, in relation to discharge of mortgages" (Int. No. 838), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the New York City Municipal Court Code, in relation to creating an additional municipal court district and justice in the borough of Brooklyn" (Int. No. 839), which was read the first time and referred to the committee on codes.

Mr. O'Connor introduced a bill entitled "An act to amend the New York City Municipal Court Code, in relation to venue of actions brought by and against the city" (Int. No. 840), which was read the first time and referred to the committee on codes.

Mr. Stitt introduced a bill entitled "An act to provide for compensation for personal injuries or death resulting from the operation of motor vehicles, and for securing the payment of such compensation as a condition precedent to registration of motor vehicles, and to amend the Labor Law to provide for a motor car compensation bureau in the Labor Department" (Int. No. 841), which was read the first time and referred to the committee on labor and industries.

Mr. Ullman introduced a bill entitled "An act to amend chapter four hundred and five of the Laws of eighteen hundred and fifty-seven, entitled 'An act to reorganize the warden's office of the port of New York, generally'" (Int. No. 842), which was read the first time and referred to the committee on ways and means.

Mr. Antin introduced a bill entitled "An act to amend the Labor Law, in relation to the establishment of a State industrial safety museum, defining its powers and duties, and making an appropriation therefor" (Int. No. 843), which was read the first time and referred to the committee on ways and means.

Mr. Ullman introduced a bill entitled "An act to amend the Executive Law, in relation to notaries public" (Int. No. 844), which was read the first time and referred to the committee on the judiciary.

Mr. Wheelock introduced a bill entitled "An act to amend the Highway Law, in relation to amount of damages to be paid on laying out, altering or discontinuing a highway" (Int. No. 845), which was read the first time and referred to the committee on internal affairs.

Mr. Bly introduced a bill entitled "An act to amend the General Business Law, in relation to registered architects" (Int. No. 846), which was read the first time and referred to the committee on general laws.

Mr. Harrington introduced a bill entitled "An act making a reappropriation of the money appropriated by chapter five hundred and ninety-three of the Laws of nineteen hundred and nine-

teen for filling in, grading and adapting the grounds around the memorial in honor of Macdonough's victory at Plattsburg, and for marking historic spots in connection therewith" (Int. No. 847), which was read the first time and referred to the committee on ways and means.

Mr. Gray introduced a bill entitled "An act to amend the Surrogate's Court Act, in relation to compensation of the surrogate's court stenographer in Sullivan county" (Int. No. 848), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Highway Law, in relation to the amount of State aid in certain towns" (Int. No. 849), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Code of Civil Procedure, in relation to compensation of the surrogate's court stenographer in Sullivan county" (Int. No. 850), which was read the first time and referred to the committee on codes.

Mr. Whitcomb introduced a bill entitled "An act to amend the Military Law, in relation to extending certain benefits, privileges, rights and immunities to honorably discharged soldiers of the military forces of the State engaged in guard duty during the World War" (Int. No. 851), which was read the first time and referred to the committee on military affairs.

Mr. Brooks introduced a bill entitled "An act to amend the charter of the city of Oneida, in relation to the rate of interest on bonds issued by the city" (Int. No. 852), which was read the first time and referred to the committee on affairs of cities.

Mr. Jesse introduced a bill entitled "An act to amend the Greater New York charter, in relation to tenement house department" (Int. No. 853), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Greater New York charter, in relation to the inspection of elevators and boilers in the city of New York" (Int. No. 854), which was read the first time and referred to the committee on affairs of cities.

Mr. Hutchinson introduced a bill entitled "An act to amend the Education Law, in relation to part time or continuation schools"

(Int. No. 855), which was read the first time and referred to the committee on public education.

Mr. T. C. Moore introduced a bill entitled "An act to amend the Penal Law, in relation to the unlawful use of the device of arms of the State" (Int. No. 856), which was read the first time and referred to the committee on codes.

By unanimous consent, Mr. Franchot introduced a bill entitled "An act to legalize the acts and proceedings of the board of trustees of the village of Wilson in employing Fred E. Dean to pave certain portions of the principal business street known as Young street, between McChesney and Seneca streets, in said village, consisting of two strips of paving each thirteen feet in width, together with curbing, in the year nineteen hundred and fifteen, and to legalize, authorize and direct the payment of a certain certificate of indebtedness in the sum of fifteen hundred ten dollars and seventy-six cents, dated November twenty-seventh, nineteen hundred and fifteen, payable one year after the date thereof, given in payment for said paving, the issuance of which certificate of indebtedness and the employment of the said Fred E. Dean to lay and construct said paving, having been held illegal and invalid, also authorizing and directing the trustees of the village of Wilson to pay the said Fred E. Dean the amount of said certificate, together with interest, and in case of the refusal of the said trustees to pay the said certificate of indebtedness, to authorize the maintenance of an action or proceeding thereon" (Int. No. 857), which was read the first time and referred to the committee on affairs of villages.

Mr. McGinnies, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Ellsworth (No. 833, Int. No. 780) entitled "An act making an appropriation for new flues for the boilers at the Northern New York Institution for Deaf-Mutes at Malone," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McGinnies, Seaker, Lord, Fenner, Yale, Mead, Hutchinson, Steinberg, Moore, T. C., Roosevelt, Mullen.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Duke (No. 534, Int. No. 517) entitled "An act to amend the Surrogate Court Act, generally," reported in favor of the passage of the same with the following amendments:

Page 6, lines 5 and 6, strike out the brackets, and on line 6 strike out "October first" and "twenty-one" and insert in place thereof "twenty-two".

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Evans, Campbell, W. W., Dickstein.

Those who voted in the negative were: Messrs. Carroll, Fox, which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Duke (No. 533, Int. No. 516) entitled "An act to amend the Civil Practice Act, generally," reported in favor of the passage of the same with the following amendments:

Page 51, line 11, strike out brackets and strike out "October first." Strike out "twenty-one" and insert in place thereof "twenty-two".

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Evans, Campbell, W. W.

Those who voted in the negative were: Messrs. Carroll and Fox.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Duke (No. 532, Int. No. 515) entitled "An act to amend the Justice Court Act, generally," reported in favor of the passage of the same with the following amendments:

Page 16, line 4, strike out brackets and strike out "October first." Strike out "twenty-one" and insert in place thereof "twenty-two".

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Evans, Campbell, W. W., Dickstein.

Those who voted in the negative were: Messrs. Carroll, Fox, which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Duke (No. 795, Int. No. 742) entitled "An act to amend chapter nine hundred and two of the Laws of nineteen hundred and twenty, entitled 'An act to provide for a convention, representing the judiciary and the bar, to consider and adopt rules of civil practice, and making an appropriation therefor,' in relation to extending the time for filing the rules," reported in favor of the passage of the same with the following amendments:

On page 3, line 15, strike out brackets.

Line 16, strike out "twenty-one" and insert in place thereof "twenty-two".

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Evans, Campbell, W. W., Dickstein.

Those who voted in the negative were: Messrs. Carroll, Fox, which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Jeffery (No. 144, Int. No. 144) entitled "An act to amend the Education Law, in relation to the use of school houses out of school hours by veteran organizations of the military, naval and marine service of the United States."

Also, the bill introduced by Mr. Brady (No. 281, Int. No. 279) entitled "An act to extend for two years the time of Frontier Electric Railway Company to begin and finish the construction of its railroad."

Also, the bill introduced by Mr. Cheney (No. 203, Int. No. 201) entitled "An act to amend the Banking Law, in relation to national banks acting in a fiduciary capacity."

Also, the bill introduced by Mr. Gage (No. 406, Int. No. 402) entitled "An act to amend the Railroad Law, in relation to railroad policemen."

Also, the bill introduced by Mr. Hutchinson (No. 300, Int. No. 299) entitled "An act for the relief of the town of Ephratah, in the county of Fulton."

Also, the bill introduced by Mr. Gardner (No. 506, Int. No. 493) entitled "An act to amend the Insurance Law, in relation to taxation of foreign corporations and foreign insurers."

Also, the bill introduced by Mr. Porter (No. 345, Int. No. 344) entitled "An act to amend the Education Law, in relation to bonded indebtedness of school districts for certain purposes."

Also, the bill introduced by Mr. Hunter (No. 433, Int. No. 424) entitled "An act to establish school district number seven in the town of Hornellsville, Steuben county, as a union free school district, and legalizing and validating the actions and proceedings of the board of education of the city of Hornellsville," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Hutchinson (No. 301, Int. No. 300) entitled "An act for the relief of the town of Bleecker, in the county of Fulton," reported the same with the following recommendations:

On page 2, line 2, strike out "relieved" and insert in place thereof "releived".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Tax Law, in relation to exemption from taxation of property of ministers of the gospel." (No. 780, Int. No. 141.)

"An act to amend the Tax Law, in relation to the time of service of notice of special franchise valuations and rates of equalization." (No. 779, Int. No. 146.)

"An act to amend the Partnership Law, in relation to payment of wages by receivers." (No. 781, Int. No. 289.)

"An act to further amend chapter two hundred and eighty-eight of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Hornellsville, and to change the name thereof,' generally." (No. 362, Int. No. 362.)

"An act in relation to labor, constituting chapter thirty-one of the Consolidated Laws." (No. 782, Int. No. 105.)

The bill (No. 542, Int. No. 75) entitled "An act to amend the Village Law, in relation to ordinances regulating the use and construction of electric light and power wiring," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 590, Int. No. 277) entitled "An act to amend the Greater New York charter, in relation to the pattern and price of water meters," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Pirro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C
Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Hutchinson	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Blodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Pooth	Fenner	Jesse	Moses	Trahan
Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	VanWagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Pette	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Brady offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on labor and industries be discharged from the further consideration of the Senate bill (No. 45, Rec. No. 57) entitled "An act to amend the Education Law, in relation to alien children and children employed in street trades."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Brady, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Donohue, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 202, Int. No. 200) entitled "An act to amend the Education Law, in relation to alien children and children employed in street trades," having been announced for a third reading,

On motion of Mr. Brady, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 629, Int. No. 104) entitled "An act in relation to employers' liability, constituting chapter seventy-three of the Consolidated Laws," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Pirro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C

Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Hutchinson	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Blodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan
Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	VanWagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Petta	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Coogrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 628, Int. No. 654) entitled "An act making appropriations for emergencies for the current fiscal year, supplying deficiencies in former appropriations, and other expenses of government," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Pirro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C
Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Hutchinson	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Blodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan

Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	VanWagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Pette	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 142, Int. No. 142) entitled "An act to amend the Code of Civil Procedure, in relation to the filing of independent claims by parties brought in in proceedings before the Court of Claims or a referee on account of appropriation of land by the State," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Pirro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C
Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Hutchinson	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Blodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan
Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	VanWagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh

Campbell E C	Gage	Lewis	Pette	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Coagrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 483, Int. No. 473) entitled "An act to amend section three hundred and forty-six of the Code of Criminal Procedure, relating to the removal of indictments before trial," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Pirro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C
Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Hutchinson	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Blodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan
Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	VanWagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Pette	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams

Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 484, Int. No. 474) entitled "An act to amend section three hundred and forty-four of the Code of Criminal Procedure, with respect to removing indictments before trial," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Pirro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C
Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Hutchinson	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Elodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan
Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	VanWagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Pette	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Brady offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on labor and industries be discharged from the further consideration of Senate bill (No. 47, Rec. No. 56) entitled "An act to amend the General Corporation Law, in relation to payment of wages by receivers."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Brady, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Brady, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Perro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C
Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Hutchinson	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Elodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan
Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	Van Wagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Pette	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 200, Int. No. 198) entitled "An act to amend the General Corporation Law, in relation to payment of wages by receivers," having been announced for a third reading,

On motion of Mr. Brady, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 630, Int. No. 135) entitled "An act to amend the General City Law, in relation to prohibiting cities of the first class from increasing during any calendar year the compensation of any of their employees after the same shall have been fixed by and in the budget for such calendar year," having been announced for a third reading,

On motion of Mr. Steinberg, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 93, Rec. No. 21) entitled "An act to amend chapter five hundred and fifty of the Laws of nineteen hundred and eleven, entitled 'An act authorizing and empowering the city of Mount Vernon to issue bonds for the purpose of paying its proportionate share of the expense of eliminating grade crossings in the city of Mount Vernon,' in relation to increasing the amount of such bonds and the interest they may bear," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Perro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach

Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C
Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Harrington	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Blodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan
Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	VanWagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Pette	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempier	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Oole	Hackenburg	Martin	Roosevelt	Wright
Coe Grove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 92, Rec. No. 22) entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' in relation to limitation of indebtedness," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdie	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Perro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C
Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Hutchinson	Miller	Smith T K

Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Blodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan
Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	VanWagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Pette	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 91, Rec. No. 23) entitled "An act to amend chapter three hundred and sixty-one of the Laws of nineteen hundred and nine, entitled 'An act relating to the repaving of streets and highways in the city of Mount Vernon which have once been paved at the expense of abutting property, in whole or in part, and authorizing such city to raise money therefor by the issue of bonds,' in relation to increasing the amount of such bonds," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Perro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C
Baum	Downs	Hunter	Merrigan	Smith M L

Beasley	Druss	Hutchinson	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Blodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan
Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	VanWagenen
Brooks	Frerichs	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Pette	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cogrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 339, Rec. No. 26) entitled "An act to legalize and validate the acts and proceedings of the village of Depew, its voters, officers and agents, in relation to the issuance of paving bonds in the amount of seventy thousand dollars: to authorize the issuance and sale of said bonds, and to provide for raising annually by tax a sum necessary and sufficient to pay the principal and interest of such bonds as they become due," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Pirro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C

Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Hutchinson	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Blodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan
Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	VanWagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Pette	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempier	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 338, Rec. No. 27) entitled "An act to validate the acts and proceedings of the city of Lackawanna, its voters, officers and agents, in relation to the issuance of bonds of such city in the amount of one hundred thousand dollars, issued for the construction of a permanent community memorial building, and to provide for the issuance, sale and payment of such bonds," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Pirro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C

Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Hutchinson	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Blodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan
Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	VanWagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Petta	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccione	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 52, Rec. No. 28) entitled "An act to amend chapter five hundred and fifty-three of the Laws of nineteen hundred and eighteen, entitled 'An act to provide for acquiring an option on a new site for the Cortlandt State Normal and Training School, and making an appropriation therefor,' relative to the acquisition of lands as a site for such school," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Pirro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C

Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Hutchinson	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Blodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan
Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	VanWagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Pette	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 98, Rec. No. 36) entitled "An act to amend the Arbitration Law, in relation to arbitration agreements," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Perro	Harris	McGinnles	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C
Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Hutchinson	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Blodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan

Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	VanWagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Pette	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarlane	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Coegrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent, Mr. Barnes offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on public education be discharged from the further consideration of Senate bill (No. 85, Rec. No. 59) entitled "An act to amend the Education Law, in relation to the appointment of a Supreme Court librarian at Watertown."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Barnes, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Barnes, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Pirro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach

Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C
Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Hutchinson	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Blodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan
Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	Van Wagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Pette	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 262, Int. No. 260) entitled "An act to amend the Education Law, in relation to the appointment of a Supreme Court librarian at Watertown," having been announced for a third reading,

On motion of Mr. Barnes, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 699, Int. No. 281) entitled "An act to amend chapter three hundred of the Laws of nineteen hundred and fourteen, entitled 'An act in relation to the department of public works of the city of Syracuse and repealing certain sections of chapter six hundred and eighty-four of the Laws of nineteen hundred and five, relating thereto,' in relation to condemnation of lands for local improvements," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Perro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C
Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Hutchinson	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Blodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan
Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	Van Wagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Pette	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 700, Int. No. 301) entitled "An act to amend the Highway Law, in relation to amount to be raised by town board for repair or construction of highways and bridges," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McArdle	Sackett
Antin	Dickstein	Harrington	McCleary	Schwab
Aronson	Di Perro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McWhinney	Smith C C
Bartholomew	Donohue	Henderson	Mead	Smith J C
Baum	Downs	Hunter	Merrigan	Smith M L
Beasley	Druss	Hutchinson	Miller	Smith T K
Blakely	Duke	Jacobs	Moore J G	Solomon
Bloch	Ellsworth	Jager	Moore T C	Soule
Blodgett	Evans	Jeffery	Moran	Steinberg
Bly	Everett	Jenks	Morrissey	Taylor
Booth	Fenner	Jesse	Moses	Trahan
Borkowski	Finch	Judson	Mullen	Ullman
Brady	Fox	Kelly	Neary	VanWagenen
Brooks	Franchot	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Lewis	Pette	Warren
Campbell W W	Galgano	Lieberman	Rayher	Webb
Carroll	Gardner	Long	Reiburn	Wells
Caulfield	Gempler	Lord	Reilly	Wheelock
Chamberlin	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	Lyman	Rice	Williams
Clayton	Greenwald	MacFarland	Richford	Witter
Cole	Hackenburg	Martin	Roosevelt	Wright
Cosgrove	Hager	Mastick	Rowe	Yale
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 207, Assembly Reprint No. 727, Rec. No. 17) entitled "An act to amend the Highway Law, in relation to the designation of an ultimate and definite system of State and county highways to be constructed and maintained by the State, and to approve a map upon which such system is designated," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 108

NOES 21

Those who voted in the affirmative were:

Adler	Crews	Hager	McCleary	Seaker
Aronson	Di Pirro	Halpern	McGinnies	Seelbach
Bailey	Dobson	Harrington	McWhinney	Smith C C
Barnes	Doherty	Harris	Mead	Smith J C
Bartholomew	Downs	Hausner	Miller	Smith M L
Baum	Druss	Hawkins	Moore J G	Smith T K
Blakely	Duke	Hunter	Moore T C	Soule
Bly	Ellsworth	Hutchinson	Moran	Steinberg
Booth	Evans	Jacobs	Morrissey	Stitt
Borkowski	Everett	Jeffery	Moses	Trahan
Brady	Fenner	Jenks	Mullen	Ullman
Brooks	Finch	Jesse	Neary	VanWagenen
Brundage	Fox	Judson	Nichols	Wallace
Campbell E C	Franchot	Kirkland	Porter	Warren
Campbell W W	Frerichs	Lattin	Rayher	Webb
Carroll	Gaffers	Lewis	Reiss	Wells
Caulfield	Gage	Lieberman	Rice	Wheelock
Chamberlin	Gardner	Long	Richford	Whitcomb
Cheney	Gempler	Lord	Roosevelt	Williams
Clayton	Giaccone	Lown	Rowe	Witter
Cole	Gray	Martin	Sackett	Wright
Cowee	Greenwald	Mastick		

Those who voted in the negative were:

Antin	Galgano	Kiernan	McKee	Reilly
Bloch	Hackenburg	Lyman	Merrigan	Schwab
Burchill	Hamill	McArdle	O'Connor	Wackerman
Dickstein	Kelly	McDonald	Reiburn	Walsh
Donohue				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

The bill (No. 659, Int. No. 625) entitled "An act to amend the Workmen's Compensation Law, in relation to the definition of 'commission,' the method of distributing the State fund and investing the surplus or reserve thereof, and repealing certain sections of such law," was read the second time.

On motion of Mr. Brady, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 211, Int. No. 209) entitled "An act to extend the time of Little Falls and Johnstown Railroad Company to begin and finish the construction of its road and put it in operation, and extending the corporate existence, powers, consents and franchises of the company," was read the second time.

On motion of Mr. Hutchinson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 728, Int. No. 358) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the taking of finger-prints of convicted persons," was read the second time.

On motion of Mr. Bloch, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 731, Int. No. 606) entitled "An act to amend the Judiciary Law, in relation to adjournments of court, jurors and court attendants," was read the second time.

On motion of Mr. Jenks, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 732, Int. No. 248) entitled "An act providing for the levy and collection of taxes and the creation of a sinking fund for the payment of the principal and interest of the Delaware avenue pavement bonds of the town of Tonawanda, Erie county," was read the second time.

On motion of Mr. Zimmerman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 783, Int. No. 618) entitled "An act to amend the Village Law, in relation to the retirement of policemen in certain counties," was read the second time.

On motion of Mr. Trahan, said bill was placed on the order of third reading and referred to the committee on revision.

The following resolutions introduced February 21st, and laid upon the table under the rule, were read :

By Mr. Crews:

Whereas, The owners or those in control of the street railway lines known, respectively, as the Park Avenue line and the Ocean Avenue line, in the borough of Brooklyn, city of New York, have failed to render adequate and sufficient service to the public in that, since the month of August, 1920, service on the Park Avenue line which affords transportation facilities to many hundreds of men employed in the United States Navy Yard has been totally discontinued and service on the Ocean Avenue line has been practically discontinued; and

Whereas, Public safety and convenience requires the immediate resumption of service on such lines; now, therefore, be it

Resolved (if the Senate concur), That the public service commission of the first district be and it hereby is directed to forthwith make an order requiring operation of sufficient number of cars for such lines, from one terminus to the other, or that such public service commission report immediately to the Legislature the reason why such order may not be made.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

By Mr. Jager:

Whereas, Organized efforts are being made on behalf of large groups of employers to establish the so-called open shop which would mean the destruction of the organized labor movement of the nation and the lowering of the standard of living enjoyed by the workers of America; and

Whereas, This so-called open shop movement is being fought by the organized labor movement of the nation which is primarily responsible for the maintenance of the prevailing living standard amongst the workers of the country, as well as its advancement; and

Whereas, The success of this so-called open shop movement, falsely and insolently characterized by its proponents as "the American plan," is undesirable not only from the point of view of the workers immediately concerned, but in the light of the larger interests of society as a whole; now, therefore, be it

Resolved by the Assembly of the State of New York (the Senate concurring), That we express our unqualified disapproval of the purposes of this so-called open shop movement and that we urge the people of the State of New York to lend their support in opposition thereto.

which was referred to the committee on labor and industries.

By Mr. Di Pirro:

Whereas, There has been introduced in the Legislature, bills radically affecting the operation, control, management and supervision of traction lines in the cities of the State, which said bills particularly affect the health, comfort, prosperity and general welfare of the six million residents of the city of New York; and

Whereas, The city of New York, pursuant to legislation heretofore adopted, has invested upwards of \$250,000,000.00 in certain of said railroads and are wholly dependent upon them for transportation; and

Whereas, Great interest has been manifested in said legislation by the people of said city and those most vitally affected — the working people of the city of New York — would be unable, except at great hardship and expense to be represented at public hearings held in the city of Albany; and

Whereas, They are entitled to a full and fair opportunity to have their views on the proposed legislation presented to the committee on judiciary of the Assembly to which said legislation has been referred; now, therefore, be it

Resolved, That the committee on judiciary of the Assembly be and the same is hereby respectfully requested and directed to hold such public hearing in the city of New York as may be necessary to afford an ample hearing to all interested; and be it further

Resolved, That a copy of this resolution be transmitted to the Senate of the State of New York so that a joint hearing may be held in the city of New York on these important bills by the judiciary committee of the Assembly and the committee of the Senate to which these bills are referred, should the Senate committee desire to participate in said hearing.

which was referred to the committee on the judiciary.

By Mr. McDonald:

Resolved (if the Senate concur), That a joint committee of the Senate and Assembly be hereby created, to consist of two members of the Senate, to be appointed by the Temporary President of the Senate, and three members of the Assembly, to be appointed by the Speaker of the Assembly, to investigate the trust companies and savings banks of the State, and their managements, in relation to loans called in, reductions of mortgages insisted upon and increases in the rate of interest demanded for loans secured by mortgages, during the last five years, notwithstanding the admitted increase in value of real estate, both improved and unimproved, and to obtain from each such company and bank a detailed statement of acts and transactions above enumerated, and to formulate such legislative plan as the committee may deem practicable and effective to prevent the continuance of such practices; and further

Resolved, That such committee is hereby authorized and directed to choose from its members a chairman, and is authorized to employ such assistants as it may deem necessary for the prosecution of its work, and that such committee may sit and conduct its investigation anywhere within the State, and may take and hear proofs and testimony, subpoena and compel the attendance

of witnesses, compel the production of books, records, papers and documents, and otherwise have all the powers of a legislative committee provided by the Legislative Law; and further

Resolved, That such committee shall begin its sittings and investigations immediately and shall make its report to the Legislature of the year nineteen hundred and twenty-one, on or before the first day of April of such year, and shall accompany such report with such bills as it may deem proper for remedial legislation; and further

Resolved, That the expense of such committee, not exceeding ten thousand dollars, shall be payable from the contingent fund of the Legislature, upon vouchers approved by the chairman of such committee, the Temporary President of the Senate and the Speaker of the Assembly.

which was referred to the committee on ways and means.

Mr. Adler moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adler	Dickstein	Halpern	McArdle	Schwab
Antin	Di Pirro	Hamill	McCleary	Seaker
Aronson	Dobson	Harrington	McDonald	Seelbach
Barnes	Doherty	Harris	McGinnies	Smith C C
Bartholomew	Donohue	Hausner	McLoughlin	Smith J C
Baum	Downs	Hawkins	McWhinney	Smith M L
Blakely	Druss	Hunter	Mead	Solomon
Bloch	Duke	Hutchinson	Merrigan	Soule
Bly	Ellsworth	Jacobs	Miller	Steinberg
Booth	Evans	Jager	Moore J G	Stitt
Borkowski	Everett	Jeffery	Moore T C	Trahan
Brady	Fenner	Jenks	Moran	Ullman
Brooks	Finch	Jesse	Morrissey	VanWagenen
Brundage	Fox	Judson	Moses	Wackerman
Burchill	Franchot	Kelly	Mullen	Wallace
Campbell E C	Frerichs	Kiernan	Nichols	Walsh
Campbell W W	Gaffers	Kirkland	O'Connor	Warren
Carroll	Gage	Lattin	Orr	Webb
Caulfield	Galgano	Lewis	Porter	Wells
Chamberlin	Gardner	Lieberman	Rayher	Wheelock
Cheney	Gempler	Long	Reiburn	Whitcomb
Clayton	Giaccone	Lord	Reiss	Williams
Cole	Gray	Lown	Rice	Witter
Cowee	Greenwald	Lyman	Richford	Wright
Crews	Hackenburg	Martin	Roosevelt	Yale
Crowley	Hager	Mastick	Sackett	

Mr. Adler moved that all further proceedings under the call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

MR. ADLER: Mr. Speaker, one of our members, Gordon H. Peck, has met with us in session for the last time. On this afternoon he was taken to his final resting place.

I am about to offer a resolution, that the House adjourn in honor of his memory, but before doing so I desire to say a personal word at this time, and I have no doubt that there are other members about the Chamber who would like to do the same.

I have always felt that Mr. Peck endeared himself to us by reason of his great simplicity, the kindness of his character and his uniform courtesy to everyone with whom he came in contact. Although somewhat older than the average of our members here, he was yet always so youthful in spirit, so sympathetic with all with whom he met and talked, that he seemed to be no older than the youngest of us. I know that I shall miss him. I am sure that we will all miss him. Of old American ancestry, intensely patriotic in his sentiments and in his actions with his unflinching courtesy, his kindness and his sincerity, he has left with us the impression of the finest type of American citizen and gentleman.

I offer this resolution, Mr. Speaker, but suggest that before it is read such other members as wish to be heard may speak to the resolution.

MR. DONOHUE: Mr. Speaker, this afternoon a committee from the Assembly, and likewise from the Senate, went upon a sad journey to the village of West Haverstraw, there to view the remains of our dear Member of Assembly from Rockland county, Gordon H. Peck.

We listened to the funeral service of the Episcopal Church. I was forcibly reminded, as we journeyed from West Haverstraw to Albany, of a saying of one of the members of the committee: "Boast not of to-morrow, because you know not what a day may bring forth." As we look back for a week or ten days and see Assemblyman Peck in the full vigor of his years, we are perhaps inclined to boast of to-morrow, knowing not what to-day might bring forth. We were shocked when we learned that for him the day had brought forth his final journey to that land to which all of us some day will have to go, upon the same journey.

It was my privilege to have been a member of this House when Assemblyman Peck entered it in the year 1918. He instantly endeared himself to every member of the body that year, by his sterling character and by his lovable manner, so that each and

every member of this House will cherish it as a memory that he could claim the friendship of Assemblyman Peck. In the succeeding years of his membership he made new friends and cemented the bonds of friendship already formed.

He was attentive to his duties as a legislator, and represented his county in the fullest and truest sense, and of him it can well be said, now that he has been laid to his final rest: "Well done, thou good and faithful servant." It is a pity that an occasion so sad as this is the only one, perhaps, that we can praise a man in public life. But we who were intimately associated with him for three full years and for the short period of this year that he was with us have a full realization of the wonderful services he performed, not only as the representative from Rockland county, but likewise as a representative for the State of New York. He was modest, quiet and dignified, and his views on legislative matters carried conviction in the committee room and the Assembly.

Mr. Speaker and Members of this House, it is with sadness that I rise this evening to say words in honor of the memory of Assemblyman Peck because, so long as I am spared, I will always cherish the friendship and association with him, and I pray that his soul is now on its final passage for a peaceful rest, and that his soul, likewise the souls of others who have led such a faithful life as he has, may rest in peace, and at the end of a well spent life enjoy an eternity with God.

MR. WELLS: Mr. Speaker, as the chairman of the committee appointed by the Speaker to attend the ceremonies which have been referred to by the two previous speakers, I feel that I can not allow this occasion to pass, not only as the chairman of such committee, Mr. Speaker, but as a seat neighbor and as an associate, without testifying to the sterling qualities and integrity of Assemblyman Peck.

I will say, though his home was far removed from mine, he was a close and a personal friend. I regarded the friendship, I regarded the advice and the high-minded qualities of Gordon H. Peck as something which should be cherished most highly, and, as has been so very ably stated by Mr. Donohue, we could well afford to follow the example of our late and lamented friend.

I feel that we have lost a friend, Mr. Speaker, and as I viewed his remains to-day, as has been stated also by Mr. Donohue, I realized fully that, "We know not what a day may bring forth."

Those of us who are left; those of us who remember his life; those of us who remember the words and the advice which was given us by our good friend, I am sure will want to tread his

path which, if we follow as he followed it, will bring to us the just reward in the hereafter.

I trust, Mr. Speaker, that I may have the privilege of seconding the motion which will be made by Mr. Adler at the proper time.

THE SPEAKER: The question is on the adoption of the resolution as submitted by the gentleman from Monroe, Mr. Adler. The Clerk will read the resolution.

Whereas, This House learns with sincere sorrow and regret of the death of Hon. Gordon H. Peck who has ably represented the county of Rockland for four years; and

Whereas, Mr. Peck had endeared himself to every one of his associates by his dignity, courtesy and ability; therefore, be it

Resolved, That the Assembly of the State of New York hereby extends its sincere sympathy to the friends and family of our deceased associate; and be it further

Resolved, That this House do now adjourn in honor of the memory of Gordon H. Peck.

THE SPEAKER: All of those in favor of the adoption of the resolution, as read, will rise.

The resolution is adopted.

THE SPEAKER: Pursuant to resolution, I declare the House adjourned in honor of the memory of Gordon H. Peck.

WEDNESDAY, FEBRUARY 23, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Bailey introduced a bill entitled "An act to amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-two, entitled 'An act to create a commissioner of jurors in the several counties of this State,' in relation to the salary of commissioner of jurors of the county of Suffolk" (Int. No. 858), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Village Law, in relation to the regulation of the use of village docks" (Int. No. 859), which was read the first time and referred to the committee on affairs of villages.

Mr. Baum introduced a bill entitled "An act to amend the Election Law, in relation to the delivery of ballot boxes in the city of New York at the close of the canvass of votes at an election" (Int. No. 860), which was read the first time and referred to the committee on the judiciary.

Mr. Cole introduced a bill entitled "An act to amend the Corning charter, generally" (Int. No. 861), which was read the first time and referred to the committee on affairs of cities.

Mr. Crowley introduced a bill entitled "An act to amend the Penal Law, in relation to abandonment" (Int. No. 862), which was read the first time and referred to the committee on codes.

Mr. Dickstein introduced a bill entitled "An act to amend chapter six hundred and two of the Laws of nineteen hundred and one, entitled 'An act to provide for the appointment of a commissioner of jurors and to provide for a special jury in civil and criminal actions in each county of the State having a population of one million or more, according to the last preceding Federal census,' in relation to applications for special juries" (Int. No. 863), which was read the first time and referred to the committee on the judiciary.

Mr. Donohue introduced a bill entitled "An act to amend the Greater New York charter, in relation to providing for a Department of Transportation in and for the city of New York" (Int. No. 864), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to provide for the submission to the electors of the city of New York of the question of municipal operation of rapid transit railroads, street surface railways and bus lines in such city, and authorizing the city of New York, in the event of the approval of such question by the electors of said city, to acquire such lines by condemnation proceedings, or otherwise, and also to authorize the city in certain cases to cause the removal from the streets of said city of any street surface railway found to no

longer serve a useful purpose and to be an undue obstruction to traffic and a proper public use and enjoyment of such streets " (Int. No. 865), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Farms and Markets Law, in relation to abolishing the Council of Farms and Markets, and the offices of Commissioner of Agriculture and Commissioner of Foods and Markets, reorganizing such department and continuing it as the Department of Agriculture and Markets under the jurisdiction of a single commissioner " (Int. No. 866), which was read the first time and referred to the committee on agriculture.

Also, "An act to amend the Decedent Estate Law, in relation to bequests to persons other than husband or wife " (Int. No. 867), which was read the first time and referred to the committee on the judiciary.

Mr. Lattin introduced a bill entitled "An act to amend the Public Health Law, in relation to consolidated health districts " (Int. No. 868), which was read the first time and referred to the committee on public health.

Mr. Downs introduced a bill entitled "An act to amend the Real Property Law, in relation to the filing of maps in Suffolk county " (Int. No. 869), which was read the first time and referred to the committee on the judiciary.

Also, "An act to create the Suffolk county board of child welfare, to define its powers and duties, and to abolish the board of child welfare established in such county, under the provisions of the General Municipal Law " (Int. No. 870), which was read the first time and referred to the committee on social welfare.

Mr. Druss introduced a bill entitled "An act to amend the Judiciary Law, in relation to the appointment and salaries of employees of certain courts within the second judicial department " (Int. No. 871), which was read the first time and referred to the committee on the judiciary.

Mr. Flynn introduced a bill entitled "An act to amend the Agricultural law, in relation to disposition of the carcasses of diseased animals " (Int. No. 872), which was read the first time and referred to the committee on agriculture.

Also, "An act to amend the Agricultural Law, in relation to the disposition and sale of tuberculin and mallein" (Int. No. 873), which was read the first time and referred to the committee on agriculture.

Mr. Halpern introduced a bill entitled "An act authorizing and directing the payment of a bonus to certain members of the New York Guard, and making an appropriation therefor" (Int. No. 874), which was read the first time and referred to the committee on ways and means.

Mr. Hamill introduced a bill entitled "An act to amend the Penal Law, in relation to the employment of persons during industrial disputes" (Int. No. 875), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Greater New York charter, in relation to a bureau of commissary for the police and fire departments" (Int. No. 876), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Greater New York charter, in relation to the reinstatement of probationary policemen or firemen" (Int. No. 877), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Penal Law, in relation to public speeches in a foreign language" (Int. No. 878), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Election Law, in relation to campaign receipts and payments" (Int. No. 879), which was read the first time and referred to the committee on the judiciary.

Mr. Hutchinson introduced a bill entitled "An act to amend the Education Law, relative to discipline and physical training" (Int. No. 880), which was read the first time and referred to the committee on public education.

Mr. Lewis introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to fees of jurors" (Int. No. 881), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Criminal Procedure, in relation to fees of jurors and witnesses in courts of special ses-

sions " (Int. No. 882), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Justice Court Act, in relation to fees of jurors " (Int. No. 883), which was read the first time and referred to the committee on the judiciary.

Mr. Leininger introduced a bill entitled "An act to amend the Lien Law, in relation to the lien of a bailee of a motor vehicle " (Int. No. 884), which was read the first time and referred to the committee on general laws.

Also, "An act authorizing the police commissioner of the city of New York to rehear the charges upon which William C. Frank, formerly a patrolman in the police department of said city, was dismissed from said department in the year nineteen hundred and nine and to reinstate him in the position formerly held by him " (Int. No. 885), which was read the first time and referred to the committee on affairs of cities.

Mr. McKee introduced a bill entitled "An act to amend the Education Law, in relation to salaries of teachers and employees in institutions for higher education in certain cities " (Int. No. 886), which was read the first time and referred to the committee on public education.

Mr. McWhinney introduced a bill entitled "An act to authorize the laying out of a highway over lands owned by the city of New York in the counties of Kings, Queens and Nassau; to establish and provide for the construction and improvement thereof as a county highway, and authorizing an appropriation therefor " (Int. No. 887), which was read the first time and referred to the committee on ways and means.

Mr. Reilly introduced a bill entitled "An act to amend the Labor Law, in relation to dressing rooms in theatres " (Int. No. 888), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Public Health Law, continuing the Department of Health certain powers and duties now vested in the Department of Farms and Markets " (Int. No. 889), which was read the first time and referred to the committee on public health.

Mr. Richford introduced a bill entitled "An act authorizing the city of Elmira to issue bonds for paving purposes" (Int. No. 890), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Education Law, in relation to the Supreme Court library at Elmira" (Int. No. 891), which was read the first time and referred to the committee on public education.

Mr. Roosevelt introduced a bill entitled "An act to provide for the construction of a bridge over Mill Neck creek, in the town of Oyster Bay in the county of Nassau, and making an appropriation therefor" (Int. No. 892), which was read the first time and referred to the committee on ways and means.

Mr. Stitt introduced a bill entitled "An act to amend the Penal Law, in relation to the practice of law by corporations and voluntary associations" (Int. No. 893), which was read the first time and referred to the committee on codes.

Mr. Wells introduced a bill entitled "An act to amend chapter one hundred and twenty-two of the Laws of nineteen hundred and nineteen, entitled 'An act to provide a service ribbon and medals of honor for citizens of this State who entered the service of the United States of America in the war with the German empire and its allies as a volunteer or otherwise, and making an appropriation therefor,' in relation to persons entitled to service ribbons and medals of honor" (Int. No. 894), which was read the first time and referred to the committee on military affairs.

Mr. Witter introduced a bill entitled "An act providing for the distribution of certain moneys, or portions thereof, remaining in the hands of the treasurers of different counties of the State, which was distributed to such counties under the appropriation made by chapter one of the Laws of nineteen hundred and twenty" (Int. No. 895), which was read the first time and referred to the committee on ways and means.

Mr. Zimmerman introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to re-hear, audit and determine the claim of William H. Smith against the State for damages for personal injuries alleged to have been sustained by him upon

the Niagara reservation and to render judgment therefor, the Court of Claims having heretofore dismissed the claim for lack of jurisdiction " (Int. No. 896), which was read the first time and referred to the committee on claims.

Also, "An act to amend the Insurance Law, in relation to the kinds of business which a mutual employers' liability and workmen's compensation insurance corporation may transact " (Int. No. 897), which was read the first time and referred to the committee on insurance.

Mr. C. C. Smith introduced a bill entitled "An act to amend the Conservation Law, in relation to the taking of raccoon " (Int. No. 898), which was read the first time and referred to the committee on conservation.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Brady (No. 156, Int. No. 156) entitled "An act to amend the Civil Service Law, in relation to retiring veterans and pensioning them," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Moran, Barnes, Bloch.

Also, Assembly bill introduced by Mr. Martin (No. 376, Int. No. 373) entitled "An act to amend the Judiciary Law, in relation to salaries of confidential clerks to Supreme Court justices in the ninth judicial district," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Moran, Barnes, Bloch.

Also, Assembly bill introduced by Mr. Martin (No. 523, Int. No. 510) entitled "An act to amend the Stock Corporation Law, in relation to issuing stock to employees," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Moran, Barnes, Bloch.

Also, Assembly bill introduced by Mr. E. C. Campbell (No. 531, Int. No. 514) entitled "An act to amend the Domestic Relations Law, in relation to filing records kept by town and city clerks," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Moran, Barnes.

Also, Assembly bill introduced by Mr. Rayher (No. 837, Int. No. 784) entitled "An act to amend the Decedent Estate Law, in relation to distribution of personal property," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Moran, Barnes.

Also, Assembly bill introduced by Mr. Brundage (No. 789, Int. No. 736) entitled "An act ratifying the purchase by the commissioners of the Home of the City and Town of Newburgh of lands adjoining the premises owned by them," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Everett, Stitt, Ullman, Moran, Barnes, Bloch.

Also, Assembly bill introduced by Mr. Sackett (No. 764, Int. No. 717) entitled "An act extending the corporate existence of the Gorham Agricultural Society," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Moran, Barnes, Block.

Also, Assembly bill introduced by Mr. Moran (No. 726, Int. No. 688) entitled "An act to amend the Real Property Law and the Personal Property Law, in relation to the methods, grants and devises for educational purposes," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Moran, Barnes, Block.

Also, Assembly bill introduced by Mr. Whitcomb (No. 719, Int. No. 681) entitled "An act in relation to nominations for public office to be voted for at the village election of the village of Endicott, in the year nineteen hundred and twenty-one," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Moran, Barnes, Bloch.

Also, Assembly bill introduced by Mr. Evans (No. 678, Int. No. 642) entitled "Concurrent resolution of the Senate and As-

sembly proposing an amendment to section eight of article seven of the Constitution, in relation to a certain portion of the Erie canal," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Moran, Barnes, Bloch.

Also, Assembly bill introduced by Mr. Steinberg (No. 651, Int. No. 617) entitled "An act to amend the Judiciary Law, providing for the appointment of a general clerk to the justices of the Supreme Court in the first judicial district, and prescribing the duties of such clerk," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Moran, Barnes, Bloch.

Also, Assembly bill introduced by Mr. McWhinney (No. 644, Int. No. 610) entitled "An act to authorize the board of education of union free school district number nine of the town of Hempstead, and the village of Freeport, or either of them, to acquire all or any part of the old cemetery known as the Freeport cemetery in the village of Freeport, adjoining property of the First Presbyterian church and the property of such district now used for high school purposes, for school purposes or for the establishment of a public park or for village purposes or for any or all of such purposes, and to provide for the removal of remains in such cemetery and the reinterment thereof," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Moran, Barnes.

Also, Assembly bill introduced by Mr. Caulfield (No. 595, Int. No. 567) entitled "An act to amend the Civil Service Law, in relation to retirement of office holders in the competitive class and reinstatement," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Stitt, Ullman, Moran, Barnes.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. C. C. Smith (No. 317, Int. No. 316) entitled "An act to amend the Civil Service Law, in relation to retiring civil war veterans and pensioning them," reported in favor of the passage of the same with the following amendment:

Page 2, line 6, strike out " of public buildings " and insert " in which he was employed ".

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Moran, Barnes, Bloch. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Ullman (No. 582, Int. No. 562) entitled "An act to amend the Prison Law, in relation to compensation of prisoners," reported in favor of the passage of the same with the following amendments:

On page 4, line 26, strike out the " ," after the word " fine " and the words " or a term of life imprisonment " and the " , ".

On page 5, line 20, strike out the " ," after the word " fine " and the " ," after the word " imprisonment ", also strike out the words " or a term of life imprisonment ".

On page 12, beginning with the word " any " on line 13, strike out the remainder of the section and insert in place thereof the words " any sentence imposed prior to the date this act takes effect shall in no way be affected by the provisions hereof."

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Moran, Barnes, Bloch. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Merrigan (No. 309, Int. No. 308) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section ten of article eight of the Constitution, in relation to limitation of local indebtedness," reported the same with the following amendment:

Page 1, line 10, after the word " Legion," insert in italics " the Veterans of Foreign Wars ".

and request that said bill be recommitted to said committee, which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Zimmerman (No. 77, Int. No. 77) entitled "An act to amend the Judiciary Law, in relation to the designation of a daily law journal by justices of the Supreme Court elected in the eighth judicial district," reported the same with the following amendments:

Page 1, in the second line of the title, strike out the word "elected".

Page 1, line 8, after the word "court" strike out the word "elected".

Page 2, lines 1 and 2, strike out the words "the eighth judicial district" and insert in lieu thereof the words "Erie county".

Page 2, line 3, strike out the words "eighth judicial district" and insert in lieu thereof the words "said county".

Page 2, line 4, after the word "notice" insert a comma; strike out the word "and" and insert the words "also every".

Page 2, line 4, insert a comma after the word "proceedings".

Page 2, lines 4 and 5, strike out the words "which shall be".

Page 2, line 6, strike out the words "eighth judicial district" and insert in lieu thereof the following: "county, except that legal advertisements as to property in any of the towns of the said county or as to the estate of any decedent resident of any of the said towns may be published either in such designated daily legal journal or in any other newspaper published within the said county".

and request that said bill be recommitted to said committee, which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Clayton (No. 581, Int. No. 561) entitled "An act authorizing the Public Service Commission of the First District to permit the Nassau Electric Railroad Company to operate its cars without exchanging transfers with connecting lines, notwithstanding the provisions of any charter, franchise agreement or statute," reported the same with the following amendments:

Page 1, strike out the title and insert "An act authorizing the Public Service Commission of the First District to permit the

operation of the street railway line of the Nassau Electric Railroad Company in the borough of Brooklyn, commonly known as the Church Avenue line, without exchanging transfers with connecting lines, notwithstanding the provisions of any charter, franchise, agreement or statute."

Line 5, after "franchise" insert "or".

Line 6, change "lines" to "line"; strike out "extending".

Strike out line 7.

Line 8, strike out "ough of Brooklyn".

Page 2, line 2, strike out "the owners or" and insert "whoever is operating said railroad along said line".

Line 3, strike out "such person as may be in control of such company"; strike out "its".

Line 4, strike out "cars".

and request that said bill be recommitted to said committee, which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Martin, from the committee on the judiciary, to which was referred Senate bill introduced by Mr. Smith (No. 428. Rec. No. 46) entitled "An act to provide for indexing and reindexing conveyances, mortgages and other instruments, relating to lands and liens thereon in the county of Richmond," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Stitt, Ullman, Moran, Barnes.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Borkowski (No. 280, Int. No. 278) entitled "An act to authorize the city of Buffalo to issue bonds for the purpose of constructing, enlarging, extending, improving, altering, remodeling, repairing, rebuilding and equipping the library buildings of the Grosvenor library of the city of Buffalo," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Kiernan.

Also, Assembly bill introduced by Mr. Bloch (No. 478, Int.

No. 468) entitled "An act to amend the Greater New York charter, in relation to Hunter College teachers' retirement board," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Kiernan.

Also, Assembly bill introduced by Mr. Brundage (No. 635, Int. No. 601) entitled "An act to amend chapter five hundred and ninety of the Laws of nineteen hundred and seventeen, entitled 'An act to provide a charter for the city of Newburgh,' in relation to wards," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Kiernan.

Also, Assembly bill introduced by Mr. Brundage (No. 634, Int. No. 600) entitled "An act to authorize the city of Newburgh to close portions of public streets in said city and to convey the same to the West Shore Railroad Company," reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Kiernan.

Also, Assembly bill introduced by Mr. McKee (No. 722, Int. No. 684) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel or annul all water rents or charges which are now a lien upon the property of the Congregation Sons of Israel and Talmud Torah Beth Israel, Incorporated, a religious corporation in the borough of Bronx, city of New York," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Kiernan.

Also, Assembly bill introduced by Mr. C. C. Smith (No. 691, Int. No. 655) entitled "An act to amend the charter of the city of Mechanicville, in relation to the general municipal election

and municipal primary," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Kiernan.

Also, Assembly bill introduced by Mr. Gardner (No. 585, Int. No. 565) entitled "An act to provide for extending the boundaries of the city of Poughkeepsie by annexing thereto a part of the town of Poughkeepsie and to provide for the government of the annexed territory, for the payment of school and other bonded indebtedness and for the assessment and levy of taxes and submitting the act to the qualified voters of the annexed territory for approval," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Kiernan.

Also, Assembly bill introduced by Mr. E. C. Campbell (No. 292, Int. No. 291) entitled "An act to amend chapter five hundred and fifty-one of the Laws of nineteen hundred and nine, entitled 'An act creating a bureau of buildings in the city of Albany,' in relation to appeals," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Kiernan.

Also, Assembly bill introduced by Mr. Whitcomb (No. 654, Int. No. 620) entitled "An act to amend section two hundred and forty-five of article eight of chapter six hundred and sixty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act to supplement the general laws applicable to the government of the city of Binghamton, and to revise and consolidate the local laws relating thereto,' in relation to the clerk of the city court," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Kiernan.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Jesse (No. 698, Int. No. 662) entitled "An act to amend the Greater New York charter, in relation to aldermanic districts, the division of the city into the same, and the boundaries thereof and to districts for home rule and local improvements," reported in favor of the passage of the same with the following amendments:

On page 1, line 9, after the word "into" insert the words "sixty-five".

On page 2, line 4, strike out the words "or street".

On page 4, line 8, strike out the words "and street".

On page 9, line 12, after the word "to" insert the word "west".

On page 10, line 7, after the words "East Twenty-second" insert the word "street" and a comma.

On page 13, line 14, after the word "eighty" strike out the word "ninth" and insert the word "eighth".

On page 13, line 14, after the words "East Eighty" strike out word "ninth" and insert the word "eighth".

On page 13, strike out all of line 15.

On page 13, strike out all of line 16.

On page 13, strike out all of line 17, and insert the following: "To East End avenue, along East End avenue".

On page 13, line 18, strike out the words "eighth street".

On page 14, strike out the lines 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26 and insert the following: "The eighteenth aldermanic district shall consist of that part of the county of New York within and bounded by a line beginning at the junction of East End avenue and the East river, extending thence along East End avenue to East Eighty-eighth street, along East Eighty-eighth street to Lexington avenue, along Lexington avenue to East Ninety-sixth street, along East Ninety-sixth street to Park avenue, along Park avenue to East One Hundred and Fourth street, along East One Hundred and Fourth street to the East river, and along the East river to East End avenue, the place of beginning."

On page 15, line 19, after the word "west" insert the words "and east".

On page 16, line 12, after the word "and" strike out the word "twentieth" and insert the word "fourth".

On page 16, line 13, after the word "and" strike out the word "twentieth" and insert the word "fourth".

On page 16, line 13, after the word "street" strike out the

words " to Madison avenue, along Madison " and insert the words " to the East river ".

On page 16, strike out line 14, and insert the words " and along the East ".

On page 16, strike out lines 15, 16, 17, 18, 19 and 20.

On page 16, line 22, strike out the word " Randall's " and insert the word " Ward's ".

On page 16, line 22, after the word " island " insert a period.

On page 16, line 22, strike out the words " and the sunken meadows ".

On page 17, line 16, after the words " place to " insert the words " Amsterdam avenue " and a comma.

On page 17, line 17, before the words " West One Hundred and Forty-fourth " insert the words " along Amsterdam avenue to ".

On page 19, after line 5, insert the following: " The twenty-fourth aldermanic district shall consist of that part of the county of New York within and bounded by a line beginning at the junction of the East river and East One Hundred and Fifteenth street, extending thence along East One Hundred and Fifteenth to Second avenue, along Second avenue to East One Hundred and Eighteenth street, along East One Hundred and Eighteenth street to Third avenue, along Third avenue to East One Hundred and Twentieth street, along East One Hundred and Twentieth street to Madison avenue, along Madison avenue to East One Hundred and Twenty-fourth street, along East One Hundred and Twenty-fourth street to Fifth avenue, along Fifth avenue to East One Hundred and Twenty-eighth street, along East One Hundred and Twenty-eighth street to Madison avenue, along Madison avenue to East One Hundred and Thirty-fourth street, along East One Hundred and Thirty-fourth street to the Harlem river, along the Harlem river to the East river, to East One Hundred and Fifteenth street, the place of beginning, including Randall's Island, and the sunken meadows."

On page 19, line 6, after the word " twenty " strike out the word " fourth " and insert the word " fifth ".

On page 19, line 15, strike out the " s " in the word " Islands ".

On page 19, line 20, after the word " Chester " insert a comma.

On page 19, line 25, after the word " west " insert a comma.

On page 20, line 1, after the word " east " insert a comma.

On page 20, line 4, after the word " twenty " strike out the word " fifth " and insert the word " sixth ".

On page 20, line 10, after the word " south " insert a comma.

On page 20, line 11, after the word " west " insert a comma.

On page 20, line 12, after the word " east " insert a comma.

On page 20, line 14, after the word "parts" insert the word "were".

On page 20, line 16, after the word "twenty" strike out the word "sixth" and insert the word "seventh".

On page 20, line 18, after the word "twenty" strike out the word "seventh" and insert the word "eighth".

On page 21, line 9, after the word "twenty" strike out the word "eighth" and insert the word "ninth".

On page 21, line 22, after the word "The" strike out the words "twenty-ninth" and insert the word "thirtieth".

On page 22, line 9, after the word "The" strike out the word "thirtieth" and insert the words "thirty-first".

On page 22, line 23, after the word "thirty" strike out the word "first" and insert the word "second".

On page 23, line 4, after the word "thirty" strike out the word "second" and insert the word "third".

On page 23, line 14, after the word "avenue" insert a comma.

On page 23, line 15, after the word "the" insert the words "waters of the".

On page 23, line 18, after the word "thirty" strike out the word "third" and insert the word "fourth".

On page 24, line 6, after the words "to the" insert the words "waters of the".

On page 24, line 8, after the word "thirty" strike out the word "fourth" and insert the word "fifth".

On page 24, line 19, after the word "to" insert the word "Broadway" and a comma.

On page 24, line 20, after the word "thirty" strike out the word "fifth" and insert the word "sixth".

On page 25, line 7, after the word "thirty" strike out the word "sixth" and insert the word "seventh".

On page 25, line 19, after the word "thirty" strike out the word "seventh" and insert the word "eighth".

On page 26, line 3, after the word "thirty" strike out the word "eighth" and insert the word "ninth".

On page 26, line 26, after the word "The" strike out the words "thirty-ninth" and insert the word "fortieth".

On page 27, line 14, after the word "The" strike out the word "fortieth" and insert the words "forty-first".

On page 28, line 4, after the word "forty" strike out the word "first" and insert the word "second".

On page 28, line 16, after the word "forty" strike out the word "second" and insert the word "third".

On page 28, line 21, after the word "avenue" insert comma.

On page 29, line 10, after the word "forty" strike out word "third" and insert the word "fourth".

On page 30, line 3, after the word "forth" strike out the word "fourth" and insert the word "fifth".

On page 30, strike out lines 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 and insert the following: "The forty-sixth aldermanic district shall consist of that part of the county of Kings within and bounded by a line beginning at the intersection of Myrtle avenue, and Washington avenue to Willoughby avenue, to Waverly avenue, to Atlantic avenue, to Classon avenue, to Saint Mark's avenue, to Grand avenue, to Washington avenue, to Sterling place, to Classon avenue, to Saint John's place, to Washington avenue, to Malbone street, to Flatbush avenue, to Plaza street, to Prospect Park West, to Carroll street, to Eighth avenue, to Garfield place, to Seventh avenue, to Carroll street, to Sixth avenue, to Fifth street, to Fifth avenue, to Sixth street, to Fourth avenue, to Garfield place, to Fifth avenue, to Saint Mark's place, to Fourth avenue, to Bergen street, to Nevins street, to Atlantic avenue, to Bond street, to Fulton street, to Hudson avenue, to DeKalb avenue, to Washington Park, to Cumberland street, to Myrtle avenue, to place of beginning."

On page 31, strike out lines 1, 2, 3, 4 and 5.

On page 31, line 6, after the word "forty" strike out the word "sixth" and insert the word "seventh".

On page 31, line 15, strike out the word "Canton" and insert the word "Caton".

On page 31, line 22, after the word "forty" strike out the word "seventh" and insert the word "eighth".

On page 32, line 8, after the word "forty" strike out the word "eighth" and insert the word "ninth".

On page 32, line 15, after the word "The" strike out the words "forty-ninth" and insert the word "fiftieth".

On page 32, line 25, after the word "The" strike out the word "fiftieth" and insert the words "fifty-first".

On page 33, line 15, after the word "fifty" strike out the word "first" and insert the word "second".

On page 33, line 26, after the words "to the" insert the words "waters of the".

On page 34, line 1, after the word "fifty" strike out the word "second" and insert the word "third".

On page 34, strike out lines 12, 13, 14, 15, 16, 17, 18, 19, 20, 21 and 22 and insert the following: "The fifty-fourth aldermanic district shall consist of the county of Kings within and bounded by a line beginning at the intersection of DeKalb avenue and

Broadway, thence along Broadway to Hopkinson avenue, to McDonough street, to Broadway, to Covert street, to Evergreen avenue, to Hancock street, to Central avenue, to Putnam avenue, to Wilson avenue, to Cornelia street, to Knickerbocker avenue, to Woodbine street, to Irving avenue, to Putnam avenue, to the boundary line between Kings and Queens counties, thence along said line to Stankope street, to Wilson avenue, to DeKalb avenue, to the point or place of beginning."

On page 34, line 23, after the word "fifty" strike out the word "fourth" and insert the word "fifth".

On page 35, line 8, strike out the words "to Highland boulevard".

On page 35, strike out lines 9 and 10 and insert the following: "To Putnam avenue, to Irving avenue, to Woodbine street, to Knickerbocker avenue, to Cornelia street, to Wilson avenue, to Putnam avenue, to Central avenue, to Hancock street, to Evergreen avenue, to Covert street, to point or place of beginning."

On page 35, line 11, after the word "fifty" strike out the word "fifth" and insert the word "sixty".

On page 35, line 12, after the word "avenues" insert the words "thence along".

On page 35, line 20, after the word "Warwick" strike out the word "avenue" and insert the word "street".

On page 35, line 22, after the word "fifty" strike out the word "sixth" and insert the word "seventh".

On page 36, line 2, after the word "between" insert the word "the".

On page 36, line 3, after the word "words" insert the words "along said boundary line between second and fourth wards."

On page 36, line 13, after the word "fifty" strike out the word "seventh" and insert the word "eighth".

On page 36, line 25, strike out the word "Garden" and insert the word "Garden".

On page 37, line 3, take out the comma after the word "avenue."

On page 37, line 3, after the word "avenue" strike out the word "to" and insert the word "and".

On page 37, line 5, after the word "fifty" strike out the word "eighth" and insert the word "ninth".

On page 37, line 21, after the word "The" strike out the words "fifty-ninth" and insert the word "sixtieth".

On page 38, line 20, after the word "The" strike out the word "sixtieth" and insert the words "sixty-first".

On page 38, line 24, after the word "along" insert the word "the".

On page 39, line 3, after the word "Yellowstone" insert the word "avenue".

On page 39, line 16, after the word "sixty" strike out the word "first" and insert the word "second".

On page 39, line 17, after the word "beginning" insert the words "at a point".

On page 39, line 21, after the word "along" insert the word "the".

On page 39, line 22, after the word "to" insert the word "the".

On page 40, line 3, after the word "sixty" strike out the word "second" and insert the word "third".

On page 40, line 6, after the word "sixty" strike out the word "third" and insert the word "fourth".

On page 40, line 10, after the word "sixty" strike out the word "fourth" and insert the word "fifth".

On page 40, line 26, strike out the words "fifty-ninth, sixtieth" and insert the words "sixtieth, sixty-first".

On page 40, line 27, strike out the words "sixty-first" and insert the words "sixty-second".

On page 41, line 1, strike out the words "fifty-sixth, fifty-seventh" and insert the words "fifty-seventh, fifty-eighth".

On page 41, line 2, strike out the words "fifty-eighth" and insert the words "fifty-ninth".

On page 41, line 3, strike out the words "fifty-third, fifty-fourth" and insert the words "fifty-fourth, fifty-fifth".

On page 41, line 4, strike out the words "fifty-fifth" and insert the words "fifty-sixth".

On page 41, line 5, strike out the words "fiftieth, fifty-first and fifty-" and insert the words "fifty-first, fifty-second and fifty-third".

On page 41, line 6, strike out the word "second".

On page 41, line 7, strike out the words "forty-seventh, forty" and insert the words "forty-eighth, forty-ninth".

On page 41, line 8, strike out the word "eighth".

On page 41, line 8, strike out the words "forty-ninth" and insert the word "fiftieth".

On page 41, line 10, strike out the words "forty-fourth, forty" and insert the words "forty-fifth, forty-sixth".

On page 41, line 11, strike out the word "fifth".

On page 41, line 11, strike out the words "fifty-sixth" and insert the words "forty-seventh".

On page 41, line 14, strike out the words "forty-third" and insert the words "forty-fourth".

On page 41, line 18, strike out the words "thirty-eighth, thirty-ninth" and insert the words "thirty-ninth, fortieth".

On page 41, line 16, strike out the word "fortieth" and insert the words "forty-first".

On page 41, line 17, strike out the words "thirty-fifth, thirty-sixth" and insert the words "thirty-sixth, thirty-seventh".

On page 41, line 18, strike out the words "thirty-seventh" and insert the words "thirty-eighth".

On page 41, line 20, strike out the words "thirty-second, thirty" and insert the words "thirty-third and thirty-fourth".

On page 41, line 21, strike out the word "third".

On page 41, line 21, strike out the words "thirty-fourth" and insert the words "thirty-fifth".

On page 42, line 17, after the word "sixteenth" strike out the word "and" and insert a comma.

On page 42, line 17, after the word "eighteenth" insert the words "and twentieth".

On page 42, line 20, strike out the word "twentieth" and insert the words "twenty-fourth".

On page 43, line 1, strike out the words "twenty-fourth" and insert the words "twenty-fifth".

On page 43, line 4, strike out the words "twenty-fifth and twenty-sixth" and insert the words "twenty-sixth and twenty-seventh".

On page 43, line 7, strike out the words "twenty-seventh and twenty-sixth" and insert the words "twenty-sixth and twenty-seventh".

On page 43, line 7, strike out the words "twenty-seventh and twenty-eighth" and insert the words "twenty-eighth and twenty-ninth".

On page 43, line 10, strike out the words "twenty-ninth, thirtieth and thirty-first" and insert the words "thirty, thirty-first and thirty-second".

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley Chamberlin, Gaffers, Jesse.

In the negative: Mr. Kiernan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Blakely (No. 326, Int. No. 325) entitled "An act to promote the health and efficiency

of firemen in cities of the State," reported in favor of the passage of the same with the following amendments:

Page 2, between lines 25 and 26, insert "In the event of a city not having the finances to install said platoons, this act entitles them to issue bonds payable the next fiscal year".

Page 2, line 26, after the section mark strike out the figure "3" and insert in place thereof the figure "4".

Those who voted in the affirmative were: Messrs: Blakely, Wells, Whitcomb, Crowley, Chamberlin, Gaffers, Jesse, Kiernan. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Senate bill introduced by Mr. Thayer (No. 86, Rec. No. 14) entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the payment of sewer assessments," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Kiernan.

Also, Senate bill introduced by Mr. Thayer (No. 87, Rec. No. 15) entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the fiscal year," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Kiernan.

Also, Senate bill introduced by Mr. Strauss (No. 205, Rec. No. 32) entitled "An act to amend the Greater New York charter, in relation to making more specific the powers of the commissioner of

public welfare of the city of New York in the collection of money for the support of poor persons from relatives and the property or estate of such poor persons," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Kiernan.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Ullman (No. 58, Int. No. 58) entitled "An act to amend the Penal Law, in relation to punishment for grand larceny in second degree," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Carroll, Fox, Evans, Campbell, W. W., Dickstein.

Also, Assembly bill introduced by Mr. Bloch (No. 11, Int. No. 11) entitled "An act to amend the Penal Law, in relation to punishment of robbery in the first degree," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Carroll, Fox, Evans, Campbell, W. W., Dickstein.

Also, Assembly bill introduced by Mr. Ullman (No. 69, Int. No. 69) entitled "An act to amend the Penal Law, in relation to contradictory statements under oath," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Cole, Harrington, Carroll, Evans, Campbell, W. W., Dickstein.

In the negative: Mr. Hawkins.

Also, Assembly bill introduced by Mr. Ullman (No. 68, Int. No. 68) entitled "An act to amend the Code of Criminal Procedure, in relation to peace officers," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Carroll, Evans, Campbell, W. W., Dickstein.

Also, Assembly bill introduced by Mr. Ullman (No. 67, Int. No. 67) entitled "An act to amend the Penal Law, in relation to punishment for murder in the second degree," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Carroll, Fox, Evans, Campbell, W. W.

In the negative: Mr. Dickstein.

Also, Assembly bill introduced by Mr. Ullman (No. 62, Int. No. 62) entitled "An act to amend the Penal Law, in relation to punishment for grand larceny in first degree," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Carroll, Fox, Evans, Campbell, W. W., Dickstein.

Also, Assembly bill introduced by Mr. Ullman (No. 61, Int. No. 61) entitled "An act to amend the Penal Law, in relation to punishment of robbery in the third degree," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Carroll, Fox, Evans, Dickstein. which report was agreed to, and said bills placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Ullman (No. 64, Int. No. 64) entitled "An act to amend the Penal Law, in relation to punishment for burglary," reported in favor of the passage of the same, with the following amendment:

On page 1, line 7, strike out "five".

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Carroll, Fox, Evans.

In the negative: Mr. Dickstein. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Merrigan (No. 422, Int. No. 413) entitled "An act to amend the Penal Law, in relation to

bribery of baseball players," reported in favor of the passage of the same, with the following amendments:

On page 2, line 1, insert "misdemeanor" and strike out lines 1, 2 and 3.

Those who voted in the affirmative were: Messrs. Duke Hawkins, Harrington, Carroll, Fox, Evans, Campbell, W. W., Dickstein.

Those who voted in the negative were: Messrs. Jenks, Cole. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Ullman (No. 60, Int. No. 60) entitled "An act to amend the Penal Law, in relation to punishment of robbery in second degree," reported in favor of the passage of the same, with the following amendment:

On line 5, strike out "five".

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Carroll, Fox, Evans, Campbell, W. W., Dickstein.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Ullman (No. 63, Int. No. 63) entitled "An act to amend the Penal Law, in relation to burglar's instruments," reported in favor of the passage of the same, with the following amendments:

Page 1, line 8, insert bracket after the word "an".

On line 8, after "intent" insert the following: "and proof of the principal fact shall constitute presumptive evidence of such criminal intent".

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Carroll, Evans, Campbell, W. W.

In the negative: Mr. Dickstein.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Ullman (No. 65, Int. No. 65)

entitled "An act to amend the Penal Law, in relation to buying or receiving stolen or wrongfully acquired property," reported in favor of the passage of the same, with the following amendments:

Page 1, line 7, strike out bracket after the word "corruptly" and insert on line 7 before the word "corruptly" bracket.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Carroll, Evans Campbell, W. W., Dickstein.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Ullman (No. 66, Int. No. 66) entitled "An act to amend the Penal Law, in relation to punishment for assault in first degree," reported in favor of the passage of the same, with the following amendments:

Page 1, line 5, strike out the word "twenty" and insert in place thereof "fifteen".

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Carroll, Fox, Evans, Campbell, W. W., Dickstein.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Trahan (No. 516, Int. No. 503) entitled "An act to amend the County Law, in relation to the power of the board of supervisors of Westchester county to charge for the keep of persons committed to the county jail for trial or examination," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Harrington (No. 521, Int. No. 508) entitled "An act to amend the County Law, in relation to the appointment of assistant district attorneys in certain counties," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. McWhinney (No. 548, Int. No. 528) entitled "An act to amend the Highway Law, in relation to the amount which may be raised for the purchase or repairs of highway machinery," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Frerichs (No. 620, Int. No. 592) entitled "An act to provide for the extension of the public highway in the borough of Richmond, known as Southfield boulevard, from Eltingville to Tottenville, and apportioning the expense thereof," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. T. C. Moore (No. 621, Int. No. 593) entitled "An act to amend the Town Law, in relation to the collection and disposition of garbage and ashes," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Cheney (No. 744, Int. No. 697) entitled "An act to amend the Highway Law, in relation to the construction of county roads in certain cities of the third class," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Wheelock (No. 829, Int. No. 776) entitled "An act to amend the County Law, in relation to quarterly meetings of the board of supervisors of

Livingston county," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth. which report was agreed to, and said bills placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. C. C. Smith (No. 186, Int. No. 186) entitled "An act to repeal section three of chapter six of the Laws of nineteen hundred and two, entitled 'An act to provide for the appointment of an assistant district attorney in Saratoga county,' relating to the duties of such assistant district attorney and the employment of a stenographer," reported in favor of the passage of the same, with the following amendments:

Page 1, in the title, strike out "section three of", change the comma after "county" to a period and strike out the last two lines of title.

Line 1, strike out "Section three of", begin "chapter" with a capital "C".

Line 3, strike out "such".

Line 4, strike out "section was last".

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. T. C. Moore (No. 622, Int. No. 594) entitled "An act to amend the Town Law, in relation to the maintenance of the sewer system in sewer districts," reported in favor of the passage of the same, with the following amendments:

Page 2, line 2, strike out the word "shall" and substitute "may".

Line 3, change the comma and substitute period.

Line 4, strike out entire line.

Line 5, strike out entire line.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Frerichs (No. 435, Int. No. 426) entitled "An act to provide for indexing and reindexing conveyances, mortgages and other instruments, relating to lands and liens thereon in the county of Richmond," reported in favor of the passage of the same, with the following amendments:

Page 1, line 4, strike out word "one" and substitute "two".

Page 8, line 20, strike out word "one" and substitute "two".

Page 9, line 5, strike out word "one" and substitute "two".

Page 12, line 19, strike out word "one" and substitute "three".

Page 13, line 21, strike out the word "one" and substitute "two".

Page 16, line 16, strike out the word "one" and substitute "two".

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Senate bill introduced by Mr. Thayer (No. 136, Rec. No. 33) entitled "An act in relation to tax sales heretofore made by the treasurer of the county of Franklin," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Senate bill, introduced by Mr. Thayer (No. 125, Rec. No. 34) entitled "An act to repeal chapter thirty-nine of the Laws of eighteen hundred and fifty-five, entitled 'An act to reduce the expenses of recording conveyances of real estate, in the

counties of Chautauqua, Saint Lawrence and Onondaga," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Senate bill introduced by Mr. Thompson (No. 154, Rec. No. 51) entitled "An act to amend the County Law, in relation to the powers of commissioners of fire districts outside of incorporated villages," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth. which report was agreed, to and said bills placed on the order of second reading.

Mr. Everett, from the committee on conservation, to which was referred Assembly bill introduced by Mr. Brundage (No. 579, Int. No. 559) entitled "An act to amend the Conservation Law, in relation to dealers in raw furs and skins," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Everett, Cowee, Hutchinson, Downs, Jacobs, MacFarland, Hausner, Williams, Brundage, Smith, T. K., Jeffery. which report was agreed to, and said bill placed on the order of second reading.

Mr. Everett, from the committee on conservation, to which was referred Assembly bill introduced by Mr. Jacobs (No. 288, Int. No. 286) entitled "An act to amend the Conservation Law, in relation to the taking and possession of deer in Greene county," reported in favor of the passage of the same, with the following amendments:

Page 1, line 9, after ",", following the word "Delaware" insert "Columbia".

Page 2, line 1, after ",", following the word "Delaware" insert "Columbia".

Those who voted in the affirmative were: Messrs. Everett, Cowee, Hutchinson, Downs, Jacobs, MacFarland, Hausner, Williams, Brundage, Smith, T. K., Jeffery.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Everett, from the committee on conservation, to which was referred Assembly bill introduced by Mr. Brundage (No. 577, Int. No. 557) entitled "An act to amend the Conservation Law, in relation to pickerel and pike," reported in favor of the passage of the same, with the following amendments:

Page 1, in the title, strike out the words "and pike".

Page 2, line 1, after the period following the word "Limit" bracket the word "In" and insert in italics "A person may take in one day not to exceed fifteen pickerel not less than twelve inches in length, except that in".

Page 2, line 2, strike out the brackets [] surrounding the word "twelve" and strike out the italicized word "fifteen".

Page 2, line 3, strike out the brackets [] surrounding the word "twenty" and strike out the italicized word "twelve".

Those who voted in the affirmative were: Messrs. Everett, Cowee, Downs, Jacobs, MacFarland, Hausner, Brundage, Jeffery. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Steinberg, from the committee on claims, to which was referred Assembly bill introduced by Mr. Duke (No. 482, Int. No. 472) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Samuel H. Morgan and Adella Morgan and J. Fenton Olive against the State for damages alleged to have been sustained from the overflow of the Griffin Creek feeder to the Genesee Valley canal," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Giaccone, Wackerman.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Witter, from the committee on agriculture, to which was referred Assembly bill introduced by Mr. Miller (No. 570, Int. No. 550) entitled "An act to amend the Agricultural Law, in relation to pure-bred domestic animals," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Witter, Cowee, Gage, Soule, Long, Rice, Webb, Gray, Brooks. which report was agreed to, and said bill placed on the order of second reading.

Mr. Judson, from the committee on taxation and retrenchment, to which was referred Assembly bill introduced by Mr. Judson (No. 438, Int. No. 429) entitled "An act to amend the Tax Law, in relation to reorganizing the State Tax Commission and defining its powers and duties and transferring thereto certain powers, duties and jurisdiction of the Comptroller and Secretary of State," reported in favor of the passage of the same, with the following amendments:

Page 2, line 17, after "unless" insert in italics "at the time of his appointment".

Line 17, after "be" insert in italics "a resident of the State and".

Line 26, strike out the italicized word "ten" and all the brackets.

Page 3, line 2, strike out the brackets and the italicized word "nine".

Line 7, strike out "full".

Line 8, before the period insert in italics "as a body".

Between lines 9 and 10 insert as a paragraph, in italics:

"Each member of the commission, before entering upon the performance of his duties shall execute and file an official undertaking in the sum of fifty thousand dollars approved as to form and sufficiency of sureties by the Attorney-General."

Line 13, "strike out the bracket and after "The" insert in italics "president of the".

Line 14, insert a bracket before the comma after "secretary".

Line 15, strike out the bracket and insert a bracket before the period.

Line 24, strike out all after the period.

Line 25, strike out down to and including the period.

Page 4, line 13, strike out all after "may" and lines 14 and 15.

Page 5, line 18, after the comma insert in italics "and the necessary traveling expenses incurred in the performance of their duties in the place in which their duties are performed of such officers and employees as are specifically authorized by order of the president of the commission,".

Line 20, strike out all after the period and lines 21, 22, and 23.

Page 8, line 3, add an italicized "s" to "article" and after "eleven" insert in italics "and eleven-a".

Line 4, after "vehicles" and before the comma insert in italics "and motor cycles".

Page 9, line 21, strike out "quorum" and insert in italics "majority".

Page 11, line 13, add an italicized "s" to "article" and after "eleven" insert in italics "and eleven-a".

Line 14, after "vehicles" and before the comma insert "and motor cycles".

Line 21, after the comma insert "but until the members of such commission shall have been appointed and shall have qualified, the tax commission as now constituted is continued and shall exercise all the powers and perform all the duties now vested in such commission, in the same manner and with the same force and effect as if this act had not been passed."

Line 22, strike out "and" and begin the following word with a capital letter "T".

Page 12, line 7, strike out all after the period and lines 8, 9, 10, 11, 12 and 13 down to and including the period.

Page 13, line 3, strike out "State Tax Commission, the".

Line 9, strike out "State Tax Commission or by the".

Line 14, strike out all after "the".

Line 15, strike out "by this act, or the".

Those who voted in the affirmative were: Messrs. Judson, Chamberlin, Downs, Moore, T. C., Van Wagenen, Morrissey, Bly, Franchot, Rayher, Frerich.

Those who voted in the negative were: Messrs. Reiburn, Lyman.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, submitted the following report:

STATE OF NEW YORK, IN ASSEMBLY.

In the Matter of the Contest of Henry V. Becher for the office of Member of Assembly from the Sixth Assembly District of Bronx county.

To the Honorable Judiciary Committee of the Assembly of the State of New York:

Your sub-committee, duly appointed by your honorable body, by resolution duly adopted January 18, 1921, and to whom was referred the above contest, submits the following report:

That said contest was duly and regularly heard by your said committee, the contestant having appeared in person before said subcommittee and by John J. Boyle, Jr., his attorney, and the contestee having appeared in person before said subcommittee and by James A. Byrne, his attorney, and hearings having been held at the meeting room of the board of elections in the borough of Manhattan, county and State of New York, and at the room of the subcommittee of the judiciary at No. 311, Capitol, in the city of Albany, New York, pursuant to due notice of all persons interested, said hearings having been continued from day to day as more fully appears in the testimony taken upon said proceedings and returned herewith, and your said committee having examined certain of the returns of said election and having examined and counted all of the ballots cast for said office of Member of Assembly in the said Sixth Assembly District, as said ballots were found in the ballot boxes duly returned to and in the custody of the board of elections of said city of New York, together with all the ballots enclosed in the envelopes marked "For wholly blank, void and protested as marked for identification," which said envelopes and ballots therein contained were filed in the office of the county clerk of said county of Bronx and the committee having taken testimony, all of which, together with various exhibits are filed herewith and made a part of this report, and having heard counsel for the respective parties herein, now, after due deliberation, find the following facts:

First: That on the 2d day of November, 1920, there was held in the Sixth Assembly District of the borough and county of Bronx, city and State of New York, at the general election, an election for Member of Assembly of the State of New York from the said Sixth Assembly District.

Second: That at said election the following named candidates for said office for Member of Assembly on the respective tickets were: Thomas J. McDonald, Democrat; Henry V. Becher, Republican; Morris Scheier, Socialist.

Third: That, subsequent to said election and after the returns from the election districts had been duly made, the said returns were canvassed by the board of aldermen, sitting as a board of county canvassers, pursuant to section 430 of the Election Law.

Fourth: That, subsequent to the findings of the said board of county canvassers, there was issued to said Thomas J. McDonald a certificate of election as Member of Assembly of the said Sixth Assembly District, county of Bronx.

Fifth: That on or about the 12th day of January, 1921, the said Henry V. Becher filed a notice of contest for the office of

Member of Assembly from the Sixth Assembly District, county of Bronx, with the Assembly of the State of New York, and the said notice of contest was thereupon referred to the committee of the judiciary and by said committee duly referred to the subcommittee for investigation and report as hereinbefore stated.

Sixth: That the said returns made by the various boards of canvassers in the said Sixth Assembly District credited the respective candidates with the following number of votes:

Thomas J. McDonald	8,410
Henry V. Becher	8,065
Morris Scheier	1,504

Seventh: That upon the said re-canvass and recount of said ballots cast in said Assembly District, including the void and protested ballots, this committee has credited the respective candidates with the following votes:

Thomas J. McDonald	8,397
Henry V. Becher	7,944
Morris Scheier	1,504

Eighth: That the said Thomas J. McDonald received a total of 8,397 votes, being more than the total number of votes received by any other candidate at said election for the office of Member of Assembly from the Sixth Assembly District, county of Bronx, and received a plurality of all the votes cast in said district.

Your subcommittee, therefore, recommends to the judiciary committee that they find that the said Thomas J. McDonald is entitled to be seated as a Member of the New York State Assembly from the Sixth Assembly District, county of Bronx, State of New York, for the year 1921, and that the said judiciary committee make a report accordingly, which said report is hereby submitted for your consideration, together with a proposed resolution to be submitted to the Assembly of the State of New York

All of which is respectfully submitted.

Dated, Albany, N. Y., February, 1921.

GEORGE N. ROWE,

Chairman of Subcommittee.

JAMES M. LOWN.

THOMAS K. SMITH.

E. F. EVERETT.

MAURICE BLOCH.

STATE OF NEW YORK, IN ASSEMBLY.

In the Matter of the Contest of Henry V. Becher for the office of Member of Assembly from the Sixth Assembly District of Bronx county.

To the Honorable Assembly of the State of New York:

Your committee of the judiciary, to whom was referred the above contest, submits the following report:

A notice of contest having been duly filed herein by Henry V. Becher of the election of Thomas J. McDonald as Member of Assembly from the Sixth Assembly District, county of Bronx, and the notice of contest having been filed with said committee, and the said contest having duly come on to be heard by a subcommittee of your judiciary committee duly appointed to hear and report on said contest and said report having been duly made to this committee and filed herewith, and the said contestant having appeared in person before said subcommittee and by John J. Boyle, Jr., his attorney, and the said contestee having appeared in person before said subcommittee and by James A. Byrne, his attorney, and hearings having been held at the meeting room of the board of elections in the borough of Manhattan, county and State of New York, and at the room of said subcommittee of the judiciary at No. 311, Capitol, in the city of Albany, New York, pursuant to due notice to all persons, from day to day, as more fully appears in the testimony taken upon said proceedings and duly filed herewith and made a part hereof and the said subcommittee having examined and reported upon certain of the returns of said election, and having examined, counted and reported on all of the ballots cast for said office of Member of Assembly in the said Sixth Assembly District, as said ballots were found in the ballot boxes duly returned to and in the custody of the board of elections of said city of New York, together with all the ballots enclosed in the envelope marked "For wholly blank, void and protested as marked for identification," which said envelopes and ballots therein contained were filed in the office of the county clerk of said county of Bronx, and the said subcommittee having taken testimony and duly reported thereon, all of which, together with various exhibits, are made a part of this report, and having heard counsel for the respective parties herein, now, after due deliberation and after hearing and filing the report of the said subcommittee as aforesaid, the said judiciary committee find the following facts:

First.—That on the 2d day of November, 1920, there was held in the Sixth Assembly District of the borough and county of

Bronx, city and State of New York, at the general election, an election for Member of Assembly of the State of New York from the said Sixth Assembly District.

Second.— That at said election the following named candidates for said office for Member of Assembly on the respective tickets were: Thomas J. McDonald, Democrat; Henry V. Becher, Republican; Morris Scheier, Socialist.

Third.— That, subsequent to said election and after the returns from the election districts had been duly made, the said returns were canvassed by the board of aldermen, sitting as a board of county canvassers pursuant to section 430 of the Election Law.

Fourth.— That, subsequent to the findings of the said board of county canvassers, there was issued to said Thomas J. McDonald a certificate of election as Member of Assembly of the said Sixth Assembly District, county of Bronx.

Fifth.— That on or about the 12th day of January, 1921, the said Henry V. Becher filed a notice of contest for the office of Member of Assembly from the Sixth Assembly District, county of Bronx, with the Assembly of the State of New York, and the said notice of contest was thereupon referred to the committee of judiciary and by said committee duly referred to the subcommittee for investigation and report as hereinbefore stated.

Sixth.— That the said returns made by the various boards of canvassers in the Sixth Assembly District credited the respective candidates with the following number of votes:

Thomas J. McDonald	8,410
Henry V. Becher	8,065
Morris Scheier	1,504

Seventh.— That upon the said re-canvass and recount of said ballots cast in said Assembly District, including the void and protested ballot, this committee on judiciary has credited the respective candidates with the following votes:

Thomas J. McDonald	8,397
Henry V. Becher	7,944
Morris Scheier	1,504

Eighth.— That the said Thomas J. McDonald received a total of 8,397 votes, being more than the total number of votes received by any other candidate at said election for the office of Member of Assembly from the Sixth Assembly District, county of Bronx, and received a plurality of all the votes cast in said district.

The committee, therefore, finds that said Thomas J. McDonald is entitled to be seated as a Member of the New York State Assem-

bly from the Sixth Assembly District, county of Bronx and State of New York, for the year 1921.

All of which is respectfully submitted.

Dated, Albany, N. Y., February, 1921.

LOUIS M. MARTIN,
Chairman.

GEORGE N. ROWE,
JAMES M. LOWN,
EDMUND B. JENKS,
E. F. EVERETT,
THEODORE STITT,
JOE ULLMANN,
MILLER B. MORAN,
THOMAS K. SMITH,
E. A. BARNES,
MAURICE BLOCH.

which report was agreed to.

Mr. Martin offered for the consideration of the House a resolution, in the words following:

Resolved, That the Honorable Thomas J. McDonald was duly elected and entitled to hold the seat now occupied by him in the Assembly, State of New York, as a representative of the Sixth Assembly District of the county of Bronx from the first day of January, 1921, to the first day of January, 1922.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

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Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Seaker
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Perro	Hausner	McKee	Smith C C
Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Hunter	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betts	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Steinberg
Bloch	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan

Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Weckerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E C	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams
Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Cole	Hackenburg	Mastick	Rowe	Yale
Cosgrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Mr. Martin, from the committee on the judiciary, submitted the following report:

STATE OF NEW YORK, IN ASSEMBLY.

In the Matter of the Contest of Charles A. Conner for the office of Member of Assembly from the Eighth Assembly District of Bronx County.

To the Honorable Judiciary Committee of the Assembly of the State of New York:

Your sub-committee, duly appointed by your honorable body, by resolution duly adopted January 18, 1921, and to whom was referred the above contest, submits the following report:

That said contest was duly and regularly heard by your said committee, the contestant having appeared in person before said subcommittee and by John J. Boyle, Jr., his attorney, and the contestee having appeared in person before said subcommittee and by Francis V. McHugh, his attorney, and hearings having been held at the meeting room of the board of elections in the borough of Manhattan, county and State of New York, and at the room of the subcommittee of the judiciary at No. 311, Capitol, in the city of Albany, New York, pursuant to due notice to all persons interested, said hearings having been continued from day to day as more fully appears in the testimony taken upon said proceedings and returned herewith, and your said committee having examined certain of the returns of said election and having examined and counted all of the ballots cast for said office of Member of Assembly in the said Eighth Assembly District, as said ballots were found in the ballot boxes duly returned to and in the custody of the board of elections of said city of New York, together with all the ballots enclosed in the envelopes marked "For wholly blank, void and protested as marked for identification," which said envelopes and ballots therein contained were filed in the office of

the county clerk of said county of Bronx and the committee having taken testimony, all of which, together with various exhibits are filed herewith and made a part of this report, and having heard counsel for the respective parties herein, now, after due deliberation, find the following facts:

First.— That on the 2d day of November, 1920, there was held in the Eighth Assembly District of the borough and county of Bronx, city and State of New York, at the general election, an election for Member of Assembly of the State of New York from the said Eighth Assembly District.

Second.— That at said election the following named candidates for said office for Member of Assembly on the respective tickets were: Edward J. Walsh, Democrat; Charles A. Conner, Republican; Frank E. Nadelman, Socialist.

Third.— That, subsequent to said election and after the returns from the election districts had been duly made, the said returns were canvassed by the board of aldermen, sitting as a board of county canvassers, pursuant to section 430 of the Election Law.

Fourth.— That, subsequent to the findings of the said board of county canvassers, there was issued to said Edward J. Walsh a certificate of election as Member of Assembly of the said Eighth Assembly District, county of Bronx.

Fifth.— That on or about the 12th day of January, 1921, the said Charles A. Conner filed a notice of contest for the office of Member of Assembly from the Eighth Assembly District, county of Bronx, with the Assembly of the State of New York, and the said notice of contest was thereupon referred to the committee of the judiciary and by said committee duly referred to the sub-committee for investigation and report as hereinbefore stated.

Sixth.— That the said returns made by the various boards of canvassers in the said Eighth Assembly District credited the respective candidates with the following number of votes:

Edward J. Walsh.....	13,631
Charles A. Conner.....	13,502
Frank E. Nadelman	1,816

Seventh.— That upon the said re-canvass and recount of said ballots cast in said Assembly District, including the void and protested ballots, this committee has credited the respective candidates with the following votes:

Edward J. Walsh	13,633
Charles A. Conner	13,442
Frank E. Nadelman	1,816

Eighth.— That the said Edward J. Walsh received a total of 13,633 votes, being more than the total number of votes received

by any other candidate at said election for the office of Member of Assembly from the Eighth Assembly District, county of Bronx, and received a plurality of all the votes cast in said district.

Your subcommittee, therefore, recommends to the judiciary committee that they find that the said Edward J. Walsh is entitled to be seated as a Member of the New York State Assembly from the Eighth Assembly District, county of Bronx, State of New York, for the year 1921, and that the said judiciary committee make a report accordingly, which said report is hereby submitted for your consideration, together with a proposed resolution to be submitted to the Assembly of the State of New York.

All of which is respectfully submitted.

Dated, Albany, N. Y., February, 1921.

GEORGE N. ROWE.

Chairman of Committee.

JAMES M. LOWN.

E. A. EVERETT.

MAURICE BLOCH.

STATE OF NEW NEW YORK, IN ASSEMBLY

In the Matter of the Contest of Charles A. Conner for the office of Member of Assembly from the Eighth Assembly District of Bronx County.

To the Honorable Assembly of the State of New York:

Your committee of the judiciary, to whom was referred the above contest, submits the following report:

A notice of contest having been duly filed herein by Charles A. Conner of the election of Edward J. Walsh as Member of Assembly from the Eighth Assembly District, county of Bronx, and the notice of contest having been filed with said committee, and the said contest having duly come on to be heard by a subcommittee of your judiciary committee duly appointed to hear and report on said contest and said report having been duly made to this committee and filed herewith, and the said contestant having appeared in person before said sub-committee and by John J. Boyle, Jr., his attorney, and the said contestee having appeared in person before said subcommittee and by Francis V. McHugh, his attorney, and hearings having been held at the meeting room of the board of elections in the borough of Manhattan, county and State of New York, and at the room of said subcommittee of the judiciary at No. 311, Capitol, the city of Albany, New York, pursuant to due notice to all persons interested, from day to day, as more fully appears in the testimony taken upon said proceedings

and duly filed herewith and made a part hereof and the said sub-committee having examined and reported upon certain of the returns of said election, and having examined, counted and reported on all of the ballots cast for said office of Member of Assembly in the said Eighth Assembly District, as said ballots were found in the ballot boxes duly returned to and in the custody of the board of elections of said city of New York, together with all the ballots enclosed in the envelope marked "For wholly blank, void and protested as marked for identification," which said envelopes and ballots therein contained were filed in the office of the county clerk of said county of Bronx, and the said sub-committee having taken testimony and duly reported thereon, all of which, together with various exhibits, are made a part of this report, and having heard counsel for the respective parties herein, now, after due deliberation and after hearing and filing the report of the said subcommittee as aforesaid, the said judiciary committee find the following facts:

First.—That on the 2nd day of November, 1920, there was held in the Eighth Assembly District of the borough and county of Bronx, city and State of New York, at the general election, an election for Member of Assembly of the State of New York from the said Eighth Assembly District.

Second.—That at said election the following named candidates for said office for Member of Assembly on the respective tickets were: Edward J. Walsh, Democrat; Charles A. Conner, Republican; Frank E. Nadelman, Socialist.

Third.—That, subsequent to said election and after the returns from the election districts had been duly made, the said returns were canvassed by the board of aldermen, sitting as a board of county canvassers pursuant to section 430 of the Election Law.

Fourth.—That, subsequent to the findings of the said board of county canvassers, there was issued to said Edward J. Walsh a certificate of election as Member of Assembly of the said Eighth Assembly District, county of Bronx.

Fifth.—That on or about the 12th day of January, 1921, the said Charles A. Conner filed a notice of contest for the office of Member of Assembly from the Eighth Assembly District, county of Bronx, with the Assembly of the State of New York, and the said notice of contest was thereupon referred to the committee of judiciary and by said committee duly referred to the sub-committee for investigation and report as hereinbefore stated.

Sixth.—That the said returns made by the various boards of canvassers in the said Eighth Assembly District credited the respective candidates with the following number of votes:

Edward J. Walsh	13,631
Charles A. Conner.....	13,502
Frank E. Nadelman	1,816

Seventh.— That upon the said re-canvass and recount of said ballots cast in said Assembly District, including the void and protested ballots, this committee on judiciary has credited the respective candidates with the following votes:

Edward J. Walsh.....	13,633
Charles A. Conner	13,442
Frank E. Nadelman.....	1,816

Eighth.— That the said Edward J. Walsh received a total of 13,633 votes, being more than the total number of votes received by any other candidates at said election for the office of Member of Assembly from the Eighth Assembly District, county of Bronx, and received a plurality of all the votes cast in said district.

The committee, therefore, finds that said Edward J. Walsh is entitled to be seated as a Member of the New York State Assembly from the Eighth Assembly District, county of Bronx and State of New York, for the year 1921.

All of which is respectfully submitted.

Dated, Albany, N. Y., February , 1921.

LOUIS M. MARTIN,
Chairman.
GEORGE N. ROWE,
Chairman of Sub-Committee.
JAMES M. LOWN.
EDMUND B. JENKS.
E. A. EVERETT.
THEODORE STITT.
JOE ULLMAN.
THOMAS K. SMITH.
MILLER B. MORAN.
EZRA A. BARNES.
MAURICE BLOCH.

which report was agreed to.

Mr. Martin offered for the consideration of the House a resolution in the words following:

Resolved, That the Honorable Edward J. Walsh was duly elected and entitled to hold the seat now occupied by him in the Assembly, State of New York, as a representative of the Eighth Assembly District of the county of Bronx from the first day of January, 1921, to the first day of January, 1922.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Seaker
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Perro	Hausner	McKee	Smith C C
Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Hunter	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betts	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Steinberg
Bloch	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E C	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams
Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Cole	Hackenburg	Mastick	Rowe	Yale
Cosgrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Mr. Martin, from the committee on the judiciary, submitted the following report:

STATE OF NEW YORK, IN ASSEMBLY.

In the Matter of the Contest of Charles Tremonti for the office of Member of Assembly from the Seventh Assembly District of Bronx County.

To the Honorable Judiciary Committee of the Assembly of the State of New York:

Your subcommittee, duly appointed by your honorable body, by resolution duly adopted January 18, 1921, and to whom was referred the above contest, submits the following report:

That said contest was duly and regularly heard by your said

committee, the contestant having appeared in person before said sub-committee and by John J. Boyle, Jr., his attorney, and the contestee having appeared in person before said subcommittee and by Charles A. Eno, his attorney, and hearings having been held at the meeting room of the board of elections in the borough of Manhattan, county and State of New York, and at the room of the sub-committee of the judiciary at No. 311, Capitol, in the city of Albany, New York, pursuant to due notice of all persons interested, said hearings having been continued from day to day as more fully appears in the testimony taken upon said proceedings and returned herewith, and your said committee having examined certain of the returns of said election and having examined and counted all of the ballots cast for said office of Member of Assembly in the said Seventh Assembly District, as said ballots were found in the ballot boxes duly returned to and in the custody of the board of elections of said city of New York, together with all the ballots enclosed in the envelopes marked "For wholly blank, void and protested as marked for identification," which said envelopes and ballots therein contained were filed in the office of the county clerk of said county of Bronx and the committee having taken testimony, all of which, together with various exhibits are filed herewith and made a part of this report, and having heard counsel for the respective parties herein, now, after due deliberation, find the following facts:

First.— That on the 2d day of November, 1920, there was held in the Seventh Assembly District of the borough and county of Bronx, city and State of New York, at the general election, an election for Member of Assembly of the State of New York from the said Seventh Assembly District.

Second.— That at said election the following named candidates for said office for Member of Assembly on the respective tickets were: Joseph V. McKee, Democrat; Charles Tremonti, Republican; Alexander Rosen, Socialist.

Third.— That, subsequent to said election and after the returns from the election districts had been duly made, the said returns were canvassed by the board of aldermen, sitting as a board of county canvassers, pursuant to section 430 of the Election Law.

Fourth.— That, subsequent to the findings of the said board of county canvassers, there was issued to said Joseph V. McKee a certificate of election as Member of Assembly of the said Seventh Assembly District, county of Bronx.

Fifth.— That on or about the 12th day of January, 1921, the said Charles Tremonti filed a notice of contest for the office of Member of Assembly from the Seventh Assembly District, county

of Bronx, with the Assembly of the State of New York, and the said notice of contest was thereupon referred to the committee of the judiciary and by said committee duly referred to the subcommittee for investigation and report as hereinbefore stated.

Sixth.— That the said returns made by the various boards of canvassers in the said Seventh Assembly District credited the respective candidates with the following number of votes:

Joseph V. McKee	8,112
Charles Tremonti	5,772
Alexander Rosen	6,403

Seventh.— That upon the said re-canvass and recount of said ballots cast in said Assembly District, including the void and protested ballots, this committee has credited the respective candidates with the following votes:

Joseph V. McKee	8,126
Charles Tremonti	5,804
Alexander Rosen	6,403

Eighth.— That the said Joseph V. McKee received a total of 8,126 votes, being more than the total number of votes received by any other candidate at said election for the office of Member of Assembly from the Seventh Assembly District, county of Bronx, and received a plurality of all the votes cast in said district.

Your subcommittee, therefore, recommends to the judiciary committee that they find that the said Joseph V. McKee is entitled to be seated as a Member of the New York State Assembly from the Seventh Assembly District, county of Bronx, State of New York, for the year 1921, and that the said judiciary committee make a report accordingly, which said report is hereby submitted for your consideration, together with a proposed resolution to be submitted to the Assembly of the State of New York.

All of which is respectfully submitted.

Dated, Albany, N. Y., February 22, 1921.

GEORGE N. ROWE,
Chairman of Sub-Committee.
 JAMES M. LOWN.
 E. A. EVERETT.
 THOMAS K. SMITH.
 MAURICE BLOCH.

STATE OF NEW YORK, IN ASSEMBLY.

In the Matter of the Contest of Charles Tremonti for the office of Member of Assembly from the Seventh Assembly District of Bronx County.

To the Honorable Assembly of the State of New York:

Your committee of the judiciary, to whom was referred the above contest, submits the following report:

A notice of contest having been duly filed herein by Charles Tremonti of the election of Joseph V. McKee as Member of Assembly from the Seventh Assembly District, county of Bronx, and the notice of contest having been filed with said committee, and the said contest having duly come on to be heard by a subcommittee of your judiciary committee duly appointed to hear and report on said contest and said report having been duly made to this committee and filed herewith, and the said contestant having appeared in person before said subcommittee and by John J. Boyle, Jr., his attorney, and the said contestee having appeared in person before said subcommittee and by Charles A. Eno, his attorney, and hearings having been held at the meeting room of the board of elections in the borough of Manhattan, county and State of New York, and at the room of said subcommittee of the judiciary at No. 311, Capitol, in the city of Albany, New York, pursuant to due notice to all persons, from day to day, as more fully appears in the testimony taken upon said proceedings and duly filed herewith and made a part hereof and the said subcommittee having examined and reported upon certain of the returns of said election, and having examined, counted and reported on all of the ballots cast for said office of Member of Assembly in the said Seventh Assembly District, as said ballots were found in the ballot boxes duly returned to and in the custody of the board of elections of said city of New York, together with all the ballots enclosed in the envelope marked "For wholly blank, void and protested as marked for identification," which said envelopes and ballots therein contained were filed in the office of the county clerk of said county of Bronx, and the said subcommittee having taken testimony and duly reported thereon, all of which, together with various exhibits, are made a part of this report, and having heard counsel for the respective parties herein, now, after due deliberation and after hearing and filing the report of the said subcommittee as aforesaid, the said judiciary committee find the following facts:

First.—That on the 2d day of November, 1920, there was held in the Seventh Assembly District of the borough and county of

Bronx, city and State of New York, at the general election, an election for Member of Assembly of the State of New York from the said Seventh Assembly District.

Second.— That at said election the following named candidates for said office for Member of Assembly on the respective tickets were: Joseph V. McKee, Democrat; Charles Tremonti, Republican; Alexander Rosen, Socialist.

Third.— That, subsequent to said election and after the returns from the election districts had been duly made, the said returns were canvassed by the board of aldermen, sitting as a board of county canvassers, pursuant to section 430 of the Election Law.

Fourth.— That, subsequent to the findings of the said board of county canvassers, there was issued to said Joseph V. McKee a certificate of election as Member of Assembly of the said Seventh Assembly District, county of Bronx.

Fifth.— That on or about the 12th day of January, 1921, the said Charles Tremonti filed a notice of contest for the office of Member of Assembly from the Seventh Assembly District, county of Bronx, with the Assembly of the State of New York, and the said notice of contest was thereupon referred to the committee of the judiciary and by said committee duly referred to the subcommittee for investigation and report as hereinbefore stated.

Sixth.— That the said returns made by the various boards of canvassers in the said Seventh Assembly District credited the respective candidates with the following number of votes:

Joseph V. McKee	8,112
Charles Tremonti	5,772
Alexander Rosen	6,403

Seventh.— That upon the said re-canvass and recount of said ballots cast in said Assembly District, including the void and protested ballots, this committee on judiciary has credited the respective candidates with the following votes:

Joseph V. McKee	8,126
Charles Tremonti	5,804
Alexander Rosen	6,403

Eighth.— That the said Joseph V. McKee received a total of 8,126 votes, being more than the total number of votes received by any other candidate at said election for the office of Member of Assembly from the Seventh Assembly District, county of Bronx, and received a plurality of all the votes cast in said district.

The committee, therefore, finds that said James V. McKee is entitled to be seated as a Member of the New York State Assem-

bly from the Seventh Assembly District, county of Bronx, and State of New York, for the year 1921.

All of which is respectfully submitted.

Dated, Albany, N. Y., February 23, 1921.

LOUIS M. MARTIN,
Chairman.

GEORGE N. ROWE,
JAMES M. LOWN.
EDMUND B. JENKS.
E. F. EVERETT.
THEODORE STITT.
JOE ULLMAN.
THOMAS K. SMITH.
MILLER B. MORAN.
EZRA A. BARNES.
MAURICE BLOCH.

which report was agreed to.

Mr. Martin offered for the consideration of the House a resolution, in the words following:

Resolved, That the Honorable Joseph V. McKee was duly elected and entitled to hold the seat now occupied by him in the Assembly, State of New York, as a representative of the Seventh Assembly District of the county of Bronx from the first day of January, 1921, to the first day of January, 1922.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Seaker
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Perro	Hausner	McKee	Smith C C
Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Hunter	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betts	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Steinberg
Bloch	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan

Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E C	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams
Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Cole	Hackenburg	Mastick	Rowe	Yale
Cosgrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Miss M. L. Smith offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 461, Int. No. 452) entitled "An act to amend the Military Law, in relation to compensation of State and municipal officers and employees returning from military or naval duty."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Miss M. L. Smith moved to amend as follows:

Page 1, strike out lines 1 to 11, and insert

"Section 1. Section two hundred and forty-five of chapter forty-one of the Laws of nineteen hundred and nine, entitled 'An act in relation to the militia, constituting chapter thirty-six of the Consolidated Laws,' as last amended by chapter six hundred and thirty of the Laws of nineteen hundred and twenty, is hereby amended by inserting therein a new subdivision to be subdivision three, to read as follows:

"3. Wherever during the absence of an officer or employee of the State or of a municipal corporation or of any other political subdivision thereof in the performance of military or naval duty in the service of the United States, examinations for promotion, in which he was entitled to participate, shall have".

Page 2, line 3, strike out all after "shall".

Line 4, strike out all to and including the second comma.

Line 9, after "service" insert in italics "of the United States".

Line 19, after "duty" insert in italics "in the service of the United States".

Line 21, after the period insert in italics "No person shall be given a preference hereunder over an honorably discharged soldier, sailor or marine who served as such in the army or navy of the United States in the late Civil War, or in the late war with Spain, or during the incidental insurrection in the Philippines prior to July fourth, nineteen hundred and two, or in the World War."

Page 2, print lines 1 to 26, inclusive, in italics.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Miss M. L. Smith, said bill was ordered reprinted and recommitted to said committee.

Mr. Harrington offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on claims be discharged from the further consideration of the bill (No. 520, Int. No. 507) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Ida M. Reed, personally and as administratrix to the estate of Merritt Lewis Reed, for damages for the death of said deceased, alleged to have occurred as the result of the negligence of a fellow employee in the employ of the State at Saranac Lake on the thirteenth day of May, nineteen hundred and nineteen, and authorizing such court to render judgment therefor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Harrington moved to amend as follows:

Page 1, in the title, line 3, strike out "to" and insert "of".

Line 3, after "Reed," insert "deceased, against the State".

Line 5, after "a" insert "superior or", after "employee" insert ", or both,".

Page 2, line 5, strike out "another game protector" and insert "a superior or fellow employee, or both,".

Line 8, after "death" insert ", without contributory negligence on his part,".

Line 10, after the comma insert "the State shall be deemed to have been liable for such negligence and damages for".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Harrington, said bill was ordered reprinted and recommitted to said committee.

Mr. Hamill offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of Assembly bill (No. 731, Int. No. 729) entitled "An act to amend the Public Service Commissions Law, in relation to creating the public service commission and the transit commission, defining the jurisdiction, powers and duties of such commissions, and abolishing the Public Service Commission of the First District, the Public Service Commission of the Second District and the office of Transit Construction Commissioner," and that said bill be referred to committee on railroads.

Mr. Adler raised the point of order that the resolution was not privileged, and therefore not in order at this time except by unanimous consent.

Debate was had.

The Speaker: The Chair is perfectly willing to rule on the point of order raised by the gentleman from Monroe, as being well taken. The word "immediately" in Rule 16 is placed there for the purpose of qualifying what is before the House. Under the rules of this House all bills must be referred to committees. If it were possible for any member to introduce a resolution and take from a committee any bill, all bills could very properly be placed in what would be called a committee of the whole, and all legislation would be before this House. It takes 76 votes to discharge a committee, and it takes 76 votes to pass a bill, and that is the reason why those rules are provided. Otherwise, we would have nothing but confusion here.

The Chair holds the point of order is well taken and that a bill in committee is not *immediately* before the House.

Mr. Hamill then moved that the committee on the judiciary be discharged from further consideration of Assembly bill (No. 729, Int. No. 731) entitled "An act to amend the Public Service Commissions Law, in relation to creating the public service commission and the transit commission, defining the jurisdiction, powers and duties of such commissions, and abolishing the Public

Service Commission of the First District, the Public Service Commission of the Second District and the office of Transit Construction Commissioner."

Mr. Speaker then put the question whether the House would agree to said motion, and it was determined in the negative.

AYES 40

NOES 93

Those who voted in the affirmative were:

Antin	Dickstein	Hamill	McArdle	Orr
Baum	Donohue	Hawkins	McDonald	Reiburn
Bloch	Frerichs	Jager	McKee	Reiss
Burchill	Galgano	Kelly	McLoughlin	Schwab
Carroll	Gempler	Kiernan	Merrigan	Solomon
Caulfield	Giaccone	Leininger	Mullen	Wackerman
Coogrove	Hackenburg	Lieberman	Nichols	Wallace
Crews	Halpern	Lyman	O'Connor	Walsh

Those who voted in the negative were:

Adler	Cole	Greenwald	McCleary	Smith J C
Aronson	Cowee	Hager	Mead	Smith M L
Bailey	Di Perro	Harrington	Miller	Smith T K
Barnes	Dobson	Harris	Moore J G	Soule
Bartholomew	Doherty	Hausner	Moore T C	Stitt
Betts	Downs	Hunter	Moran	Trahan
Blakely	Druss	Hutchinson	Morrissey	Ullman
Blodgett	Duke	Jacobs	Moses	VanWagenen
Bly	Ellsworth	Jeffery	Neary	Warren
Booth	Evans	Jenks	Pette	Webb
Borkowski	Everett	Judson	Porter	Wells
Brady	Fenner	Lattin	Rayher	Wheelock
Brooks	Finch	Lewis	Pice	Whitcomb
Brundage	Fox	Long	Richford	Williams
Campbell E C	Franchot	Lord	Roosevelt	Witter
Campbell W W	Gaffers	Lown	Rowe	Wright
Chamberlin	Gage	MacFarland	Sackett	Yale
Cheney	Gardner	Martin	Seelbach	Zimmerman
Clayton	Gray	Mastick		

Mr. Baum offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on excise be discharged from the further consideration of his resolution in relation to the modification of the Volstead act.

Debate was had.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

AYES 58

NOES 78

Those who voted in the affirmative were:

Antin	Dickstein	Hawkins	Moore J G	Seelbach
Aronson	Di Perro	Jager	Morrissey	Smith M L
Baum	Doherty	Kelly	Moses	Solomon
Beasley	Donohue	Kiernan	Mullen	Steinberg
Bloch	Druss	Leininger	Neary	Stitt
Bly	Fox	Lieberman	O'Connor	Taylor
Borkowski	Galgano	Lyman	Orr	Ullman
Burchill	Gempler	McArdle	Pette	Wackerman
Carroll	Giaccone	McDonald	Rayher	Wallace
Caulfield	Hackenburg	McKee	Reiburn	Walsh
Cosgrove	Halpern	McLoughlin	Reiss	Warren
Crews	Hamill	Merrigan	Schwab	

Those who voted in the negative were:

Adler	Cole	Greenwald	Lown	Smith C C
Bailey	Cowee	Hager	MacFarland	Smith J C
Barnes	Dobson	Harrington	Martin	Smith T K
Bartholomew	Downs	Harris	Mastick	Soule
Betts	Duke	Hausner	McCleary	Trahan
Blakely	Ellsworth	Hunter	Miller	Van Wagenen
Blodgett	Evans	Hutchinson	Moore T C	Webb
Booth	Everett	Jacobs	Moran	Wells
Brady	Fenner	Jeffery	Nichols	Wheelock
Brooks	Finch	Jenks	Porter	Whitcomb
Brundage	Franchot	Judson	Rice	Williams
Campbell E C	Frerichs	Kirkland	Richford	Witter
Campbell W W	Gaffers	Lattin	Roosevelt	Wright
Chamberlin	Gage	Lewis	Rowe	Yale
Cheney	Gardner	Long	Sackett	Zimmerman
Clayton	Gray	Lord		

Mr. Adler moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adler	Crews	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Seaker
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Pirro	Hausner	McKee	Smith C C
Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Hunter	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betts	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Steinberg
Bloch	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	Van Wagenen
Brady	Fox	Kirkland	Nichols	Wackerman

Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E C	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams
Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Cole	Hackenburg	Mastick	Rowe	Yale
Cosgrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Mr. Martin moved that the House proceed with business during the pendency of the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 833, Int. No. 780) entitled "An act making an appropriation for new flues for the boilers at the Northern New York Institution for Deaf-Mutes at Malone," was read the second time.

On motion of Mr. Ellsworth, said bill was placed on the order of second reading and referred to the committee on revision.

The Senate bill (No. 45, Rec. No. 57) entitled "An act to amend the Education Law, in relation to alien children and children employed in street trades," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Seaker
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Perro	Hausner	McKee	Smith C C
Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Hunter	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betta	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Steinberg

Bloch	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E C	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams
Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Cole	Hackenburg	Mastick	Rowe	Yale
Cosgrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly has concurred in the passage of the same.

The bill (No. 730, Int. No. 336) entitled "An act to amend the General Construction Law, and the General Municipal Law, in relation to standard time," having been announced,

Mr. Carroll moved that said bill be recommitted to the committee on agriculture, with instructions to report the same forthwith amended as follows:

Strike out in the title the words "and the general municipal law," making it to read: "An act to amend the General Construction Law, in relation to standard time."

Substitute for section 1, the following:

"Section 1. Section fifty-two of chapter twenty-seven of the Laws of nineteen hundred and nine, entitled 'An act relating to construction, constituting chapter twenty-two of the Consolidated Laws,' as amended by chapter one hundred and twelve of the Laws of nineteen hundred and eighteen, is hereby amended to read as follows:

"§ 52. Time, standard. The standard time throughout this State is that of the seventy-fifth meridian of longitude west from Greenwich, except that at two o'clock ante meridian of the last Sunday in April of each year such standard time throughout this State shall be advanced one hour, and at two o'clock ante meridian of the last Sunday in September of each year such standard time throughout this State shall, by the retarding of one hour, be returned to the mean astronomical time of the seventy-fifth meridian of longitude west from Greenwich, and all courts and public

officers, and legal and official proceedings shall be regulated thereby.

Strike out section 2.

Renumber section 3 giving it the number 2.

Debate was had.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

AYES 62

NOES 78

Those who voted in the affirmative were:

Antin	Di Perro	Hawkins	Merrigan	Reiss
Aronson	Doherty	Jager	Moore J G	Schwab
Baum	Donohue	Kelly	Morrissey	Seelbach
Beasley	Druss	Kiernan	Moses	Solomon
Bloch	Fox	Leininger	Mullen	Steinberg
Bly	Franchot	Lieberman	Neary	Taylor
Burchill	Frerichs	Lyman	Nichols	Ullman
Carroll	Galgano	Mastick	O'Connor	Wackerman
Caulfield	Gempler	McArdle	Orr	Wallace
Clayton	Giaccone	McDonald	Pette	Walsh
Cosgrove	Hackenburg	McKee	Rayher	Warren
Crews	Halpern	McLoughlin	Reiburn	Wells
Dickstein	Hamill			

Those who voted in the negative were:

Adler	Cole	Hager	MacFarland	Smith C C
Bailey	Cowee	Harrington	Martin	Smith J C
Barnes	Crowley	Harris	McCleary	Smith M L
Bartholomew	Dobson	Hausner	McGinnies	Smith T K
Betts	Downs	Hunter	Mead	Soule
Blakely	Duke	Hutchinson	Miller	Stitt
Blodgett	Ellsworth	Jacobs	Moore T C	VanWagenen
Booth	Evans	Jeffery	Moran	Webb
Borkowski	Everett	Jenks	Porter	Wheelock
Brady	Fenner	Judson	Rice	Whitcomb
Brooks	Finch	Kirkland	Richford	Williams
Brundage	Gaffers	Lattin	Roosevelt	Witter
Campbell E C	Gage	Lewis	Rowe	Wright
Campbell W W	Gardner	Long	Sackett	Yale
Chamberlin	Gray	Lord	Seaker	Zimmerman
Cheney	Greenwald	Low		

Mr. Carroll moved that said bill be recommitted to the committee on agriculture, with instructions to report the same forthwith amended as follows:

Page 3, strike out line 4, and insert in place thereof the following:

"§ 3. This act shall not take effect until it shall at a general election have been submitted to the people and have received a majority of all the votes cast for and against it at such election;

and the same shall be submitted to the people of this State at the general election to be held in November, nineteen hundred and twenty-one. The ballots to be furnished for the use of the voters upon the submission of this act shall be in the form prescribed by the election law and the proposition or question, and a parenthetical explanation at the end thereof, shall be printed thereon in substantially the following form, namely: " Shall chapter (herein insert the number of the chapter) of the Laws of nineteen hundred and twenty-one, entitled 'An act to amend the General Construction Law, and the General Municipal Law, in relation to standard time,' (whereby daylight saving time is abolished except where a city or village chooses to retain it, be approved) ? "

Debate was had.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

NOES 60

AYES 79

Those who voted in the affirmative were:

Antin	Dickstein	Hamill	Merrigan	Reiss
Baum	Di Pirro	Hawkins	Moore J G	Schwab
Bloch	Doherty	Jager	Morrissey	Seelbach
Bly	Donohue	Kelly	Moses	Solomon
Borkowski	Druss	Kiernan	Mullen	Steinberg
Burchill	Fox	Leininger	Neary	Taylor
Carroll	Frerichs	Lieberman	Nichols	Ullman
Caulfield	Galgano	Lyman	O'Connor	Wackerman
Clayton	Gempler	Mastick	Orr	Wallace
Coogrove	Giaccone	McDonald	Pette	Walsh
Crews	Hackenburg	McKee	Rayher	Warren
Crowley	Halpern	McLoughlin	Reiburn	Wells

Those who voted in the negative were:

Adler	Cole	Hager	MacFarland	Smith J C
Aronson	Cowee	Harrington	Martin	Smith M L
Bailey	Dobson	Harris	McCleary	Smith T K
Barnes	Downs	Hausner	McGinnies	Soule
Bartholomew	Duke	Hunter	Mead	Stitt
Betts	Ellsworth	Hutchinson	Miller	Trahan
Blakely	Evans	Jacobs	Moore T C	VanWagenen
Blodgett	Everett	Jeffery	Moran	Webb
Booth	Fenner	Jenks	Porter	Wheelock
Brady	Finch	Judson	Rice	Whitcomb
Brooks	Franchot	Kirkland	Richford	Williams
Brundage	Gaffers	Lattin	Roosevelt	Witter
Campbell E O	Gage	Lewis	Rowe	Wright
Campbell W W	Gardner	Long	Sackett	Yale
Chamberlin	Gray	Lord	Seaker	Zimmerman
Cheney	Greenwald	Lown	Smith C C	

Debate was had thereon, when Mr. Adler moved the previous question.

Mr. Speaker put the question, " Shall the main question be now put ? " and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 79

NOES 02

Those who voted in the affirmative were:

Adler	Cole	Hager	Lown	Smith C C
Bailey	Cowee	Harrington	MacFarland	Smith J C
Barnes	Crowley	Harris	Martin	Smith M L
Bartholomew	Dobson	Hausner	McCleary	Smith T K
Betts	Downs	Hunter	McGinnies	Soule
Blakely	Duke	Hutchinson	Mead	Stitt
Blodgett	Ellsworth	Jacobs	Miller	Trahan
Booth	Evans	Jeffery	Moore T C	VanWagenen
Borkowski	Everett	Jenks	Moran	Webb
Brady	Fenner	Jesse	Porter	Whitcomb
Brooks	Finch	Judson	Rice	Williams
Brundage	Gaffers	Kirkland	Richford	Witter
Campbell E C	Gage	Lattin	Roosevelt	Wright
Campbell W W	Gardner	Lewis	Rowe	Yale
Chamberlin	Gray	Long	Sackett	Zimmerman
Cheney	Greenwald	Lord	Seaker	

Those who voted in the negative were:

Antin	Di Pirro	Hawkins	Merrigan	Reiss
Aronson	Doherty	Jager	Moore J G	Schwab
Baum	Donohue	Kelly	Morrissey	Seelbach
Beasley	Druss	Kiernan	Moses	Solomon
Bloch	Fox	Leininger	Mullen	Steinberg
Bly	Franchot	Lieberman	Neary	Taylor
Burchill	Frerichs	Lyman	Nichols	Ullman
Carroll	Galgano	Mastick	O'Connor	Wackerman
Caulfield	Gempler	McArdle	Orr	Wallace
Clayton	Giaccone	McDonald	Pette	Walsh
Coegrove	Hackenburg	McKee	Rayher	Warren
Crews	Halpern	McLoughlin	Reiburn	Wells
Dickstein	Hamill			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 335, Int. No. 334) entitled "An act to repeal chapter two hundred and ninety-four of the Laws of eighteen hundred and ninety-two, entitled 'An act in reference to the col-

lection of taxes in the county of Wayne,' " was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Seaker
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Pirro	Hausner	McKee	Smith C C
Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Hunter	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betts	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Stenberg
Bloch	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E C	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams
Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Cole	Hackenburg	Mastick	Rowe	Yale
Cosgrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 264, Int. No. 262) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of John J. Morrissey against the State for the unpaid balance of moneys alleged to be due the claimant for carting filling for the State Fair grounds in the month of July,

nineteen hundred and seventeen," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Seaker
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Perro	Hausner	McKee	Smith C C
Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Hunter	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betts	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Steinberg
Bloch	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E C	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams
Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Cole	Hackenbourg	Mastick	Rowe	Yale
Cosgrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Downs offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of Senate bill (No. 13, Rec. No. 52) entitled "An act to amend chapter eight hundred and eighty-nine of the Laws of nineteen hundred and twenty, entitled 'An act creating a commission to investigate and report on the pro-

posed Roosevelt memorials, and making an appropriation therefor,' in relation to filling vacancies in the commission and time for report."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Downs, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Downs, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Seaker
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Perro	Hausner	McKee	Smith C C
Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Hunter	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betts	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Steinberg
Bloch	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E C	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams
Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Cole	Hackenburg	Mastick	Rowe	Yale
Cosgrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 29, Int. No. 29) entitled "An act to amend chapter eight hundred and eighty-nine of the Laws of nineteen hundred and twenty, entitled 'An act creating a commission to investigate and report on the proposed Roosevelt memorials, and making an appropriation therefor,' in relation to filling vacancies in the commission and time for report," having been announced for a third reading,

On motion of Mr. Downs, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 468, Int. No. 459) entitled "An act to permit the Independence Insurance Company to apply to the State Tax Commission for revision and readjustment of taxes stated against it under section one hundred and eighty-seven of the Tax Law based on its reports for the years nineteen hundred and fourteen to nineteen hundred and seventeen, inclusive," having been announced for a third reading,

On motion of Mr. Gardner, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 509, Int. No. 496) entitled "An act to amend the charter of the city of Gloversville, generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Seaker
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Perro	Hausner	McKee	Smith C C

Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Hunter	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betts	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Steinberg
Bloch	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowaki	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E C	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams
Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Cole	Hackenburg	Mastick	Rowe	Yale
Coogrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 148, Int. No. 148) entitled "An act to amend the Village Law, in relation to the preparation of assessment-rolls and the hearing of complaints in relation thereto," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Seaker
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Perro	Hausner	McKee	Smith C C
Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Hunter	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betts	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Steinberg

Bloch	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E C	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams
Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Oole	Hackenburg	Mastick	Rowe	Yale
Cosgrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 538, Int. No. 521) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section two of article twelve of the Constitution, in relation to city bills," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Seaker
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Perro	Hausner	McKee	Smith C C
Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Hunter	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betts	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Steinberg
Bloch	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman

Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E C	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams
Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Coale	Hackenburg	Mastick	Rowe	Yale
Cosgrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 307, Int. No. 306) entitled "An act to amend the Town Law, in relation to police," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Seaker
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Perro	Hausner	McKee	Smith C C
Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Hunter	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betts	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Steinberg
Bloch	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E C	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams

Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Cole	Hackenburg	Mastick	Rowe	Yale
Cosgrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 647, Int. No. 613) entitled "An act to amend chapter seven hundred and fifty-five of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the Port Jervis Water Works Company,' as amended, in relation to increasing the capital stock," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Seaker
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Perro	Hausner	McKee	Smith C C
Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Hunter	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betts	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Steinberg
Booth	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E O	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams
Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Cole	Hackenburg	Mastick	Rowe	Yale
Cosgrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 166, Int. No. 166) entitled "An act to amend the Greater New York charter, in relation to making more specific the powers of the commissioner of public welfare of the city of New York in the collection of money for the support of poor persons from relatives and the property or estate of such poor persons," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crows	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Slacer
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Pirro	Hausner	McKee	Smith C C
Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Hunter	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betts	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Steinberg
Bloch	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	Van Wagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E C	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams
Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Cole	Hackenburg	Mastick	Rowe	Yale
Cosgrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 645, Int. No. 611) entitled "An act to detach a portion of the village of Malverne and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Seaker
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Perro	Hausner	McKee	Smith C C
Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Henderson	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betts	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Steinberg
Bloch	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E C	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams
Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Cole	Hackenburg	Mastick	Rowe	Yale
Cosgrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 518, Int. No. 505) entitled "An act to authorize the town of Cheektowaga, in the county of Erie, to pay for certain legal services rendered such town in the years nineteen

hundred and nineteen and nineteen hundred and twenty," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Schwab
Antin	Crowley	Harrington	McDonald	Seaker
Aronson	Dickstein	Harris	McGinnies	Seelbach
Bailey	Di Pirro	Hausner	McKee	Smith C C
Barnes	Dobson	Hawkins	McLoughlin	Smith J C
Bartholomew	Doherty	Hunter	Mead	Smith M L
Baum	Donohue	Hutchinson	Merrigan	Smith T K
Beasley	Downs	Jacobs	Miller	Solomon
Betts	Druss	Jager	Moore J G	Soule
Blakely	Duke	Jeffery	Moore T C	Steinberg
Bloch	Ellsworth	Jenks	Moran	Stitt
Blodgett	Evans	Jesse	Morrissey	Taylor
Bly	Everett	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Franchot	Lattin	O'Connor	Wallace
Brundage	Frerichs	Leininger	Orr	Walsh
Burchill	Gaffers	Lewis	Pette	Warren
Campbell E C	Gage	Lieberman	Porter	Webb
Campbell W W	Galgano	Long	Rayher	Wells
Carroll	Gardner	Lord	Reiburn	Wheelock
Caulfield	Gempler	Lown	Reiss	Whitcomb
Chamberlin	Giaccone	Lyman	Rice	Williams
Cheney	Gray	MacFarland	Richford	Witter
Clayton	Greenwald	Martin	Roosevelt	Wright
Cole	Hackenburg	Mastick	Rowe	Yale
Coogrove	Hager	McArdle	Sackett	Zimmerman
Cowee	Halpern			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate returned the Senate bill (No. 207, Assembly Reprint No. 727, Rec. No. 17) entitled "An act to amend the Highway Law, in relation to the designation of an ultimate and definitive system of State and county highways to be constructed and maintained by the State, and to approve a map upon which

such system is designated," with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the bill (No. 699, Int. No. 281) entitled "An act to amend chapter three hundred of the Laws of nineteen hundred and fourteen, entitled 'An act in relation to the department of public works of the city of Syracuse and repealing certain sections of chapter six hundred and eighty-four of the Laws of nineteen hundred and five, relating thereto,' in relation to condemnation of lands for local improvements," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Syracuse.

Also, the bill (No. 269, Int. No. 267) entitled "An act in relation to the Crosby Public Library of Antwerp, New York."

Also, the bill (No. 628, Int. No. 564) entitled "An act making appropriations for emergencies for the current fiscal year, supplying deficiencies in former appropriations, and other expenses of government."

Also, the bill (No. 220, Int. No. 218) entitled "An act in relation to the conveyance and dedication, as public streets, of certain lanes or alleys in the village of Endicott, in the county of Broome."

Also, the bill (No. 277, Int. No. 275) entitled "An act to amend the Agricultural Law, in relation to the sale and analysis of concentrated commercial feeding stuffs," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

The privileges of the floor were extended to Hon. Harding Showers, Hon. H. A. Constantine and Hon. Charles Brown.

Mr. Flynn was excused from to-day's session.

Mr. McWhinney was excused on account of illness.

On motion of Mr. Adler, the House adjourned.

THURSDAY, FEBRUARY 24, 1921

The House met pursuant to adjournment.

Mr. McGinnies in the chair.

Prayer by Rev. George B. Hiller.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to establish school district number seven in the town of Hornellsville, Steuben county, as a union free school district, and legalizing and validating the actions and proceedings of the board of education of the city of Hornellsville" (No. 557, Rec. No. 60), which was read the first time and referred to the committee on public education.

"An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse,' in relation to the publication of the common council proceedings" (No. 351, Rec. No. 61), which was read the first time and referred to the committee on affairs of cities.

"An act making an additional appropriation for the construction of a tunnel or tunnels jointly with the State of New Jersey, for vehicular and pedestrian traffic under the Hudson river and between the States of New York and New Jersey" (No. 349, Rec. No. 62), which was read the first time and referred to the committee on ways and means.

"An act to amend the Penal Law, in relation to bribery of baseball players" (No. 221, Rec. No. 63), which was read the first time and referred to the committee on codes.

"An act to amend the Agricultural Law, in relation to pure-bred domestic animals" (No. 386, Rec. No. 64), which was read the first time and referred to the committee on agriculture.

"An act to amend the Penal Law, in relation to licenses to have, possess or carry a pistol or revolver" (No. 209, Rec. No. 65), which was read the first time and referred to the committee on codes.

"An act in relation to labor, constituting chapter thirty-one of the Consolidated Laws" (No. 560, Rec. No. 66), which was read the first time and referred to the committee on labor and industries.

"An act to amend the Education Law, in relation to salaries of teachers and employees in institutions for higher education in certain cities" (No. 559, Rec. No. 67), which was read the first time and referred to the committee on public education.

"An act to amend chapter six hundred and sixty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act to supplement the general laws applicable to the government of the city of Binghamton, and to revise and consolidate the local laws relating thereto,' in relation to the clerk of the city court" (No. 418, Rec. No. 68), which was read the first time and referred to the committee on affairs of cities.

"An act to broaden the corporate purposes of the New York Association for Improving the Condition of the Poor" (No. 162, Rec. No. 69), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Banking Law, in relation to national banks acting in a fiduciary capacity" (No. 55, Rec. No. 70), which was read the first time and referred to the committee on banks.

"An act to amend the Banking Law, in relation to the powers of investment companies" (No. 365, Rec. No. 71), which was read the first time and referred to the committee on banks.

"An act to amend the charter of the city of Gloversville, generally" (No. 331, Rec. No. 72), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Domestic Relations Law, in relation to filing records kept by town and city clerks" (No. 337, Rec. No. 73), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Stock Corporation Law, in relation to issuing stock to employees" (No. 333, Rec. No. 74), which was read the first time and referred to the committee on the judiciary.

Mr. Barnes introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine

the claim of Fred Pierce Sand Company against the State for damages alleged to have been sustained by it by reason of the failure of the State, its officers, servants and contractors to maintain navigation on the Oswego canal during the construction of the Barge canal in the years nineteen hundred and twelve and nineteen hundred and thirteen, and to render judgment therefor" (Int. No. 899), which was read the first time and referred to the committee on claims.

Mr. Bly introduced a bill entitled "An act to amend the Tax Law, in relation to the payment over the distribution of taxes, and expenses of officers" (Int. No. 900), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Booth introduced a bill entitled "An act to amend chapter three hundred and ninety-three of the Laws of nineteen hundred and six, entitled 'An act to create and establish a policemen's relief and pension fund for the police department of the city of Utica, and authorizing the granting and payment of relief and pensions to the officers and members of said department entitled thereto,' generally" (Int. No. 901), which was read the first time and referred to the committee on affairs of cities.

Mr. Brady introduced a bill entitled "An act to amend the Workmen's Compensation Law, in relation to the enforcement of awards against uninsured employers" (Int. No. 902), which was read the first time and referred to the committee on labor and industries.

Mr. E. C. Campbell introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for damages sustained, additional labor and material furnished and moneys expended, through the fault of the State, in connection with three separate contracts for construction work at Letchworth Village, Thiells, New York" (Int. No. 903), which was read the first time and referred to the committee on claims.

Mr. Galgano introduced a bill entitled "An act to amend the Military Law, in relation to allowances to the city chamberlain of the city of New York for military organizations in such city"

(Int. No. 904), which was read the first time and referred to the committee on military affairs.

Mr. Halpern introduced a bill entitled "An act to amend the Education Law, in relation to qualifications of teachers" (Int. No. 905), which was read the first time and referred to the committee on public education.

Mr. Hunter introduced a bill entitled "An act to provide for the straightening, deepening and making of other improvements to restrain and control the waters of Canesteeo river, Chauncey run, and the Caneadea and Crosby creeks within the corporate limits of the city of Hornell, and within the limits of the town of Hornellsville; the acquisition by the city of Hornell of such lands and property as may be necessary for such purposes, the use and disposition by said city of reclaimed and other lands derived from the making of such improvements or acquired for such purposes; the apportionment of the cost for such improvements between the State and the said city, and making an appropriation therefor" (Int. No. 906), which was read the first time and referred to the committee on ways and means.

Mr. Hutchinson introduced a bill entitled "An act to amend the charter of the city of Johnstown, in relation to temporary loans for current expenses" (Int. No. 907), which was read the first time and referred to the committee on affairs of cities.

Mr. Jacobs introduced a bill entitled "An act to amend the General Municipal Law, in relation to payments to injured or representatives of deceased volunteer firemen" (Int. No. 908), which was read the first time and referred to the committee on affairs of cities.

Mr. Kelly introduced a bill entitled "An act to amend the Railroad Law, in relation to paving" (Int. No. 909), which was read the first time and referred to the committee on railroads.

Also, "An act to provide for the payment by the State of the claim of Michael O'Sullivan against the Brooklyn Heights Railroad Company and the city of New York for materials furnished and services rendered, together with interest and costs, and making an appropriation therefor" (Int. No. 910), which was read the first time and referred to the committee on ways and means.

Mr. Lattin introduced a bill entitled "An act to amend the Public Health Law, in relation to district laboratory supply stations" (Int. No. 911), which was read the first time and referred to the committee on public health.

Also, "An act to amend the Public Health Law, in relation to the registration and supervision of laboratories where live pathogenic germs are handled, and to prevent the use of bacteria for criminal purposes, and to eliminate careless methods of transporting live germs" (Int. No. 912), which was read the first time and referred to the committee on public health.

Mr. MacFarland introduced a bill entitled "An act to amend the Highway Law, in relation to the purchase of land and the erection of buildings for the care of machinery" (Int. No. 913), which was read the first time and referred to the committee on internal affairs.

Mr. McDonald introduced a bill entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessment which are now a lien upon the real estate of Saint Mary's church, a religious corporation, in the borough of Bronx, city of New York" (Int. No. 914), which was read the first time and referred to the committee on affairs of cities.

Mr. McWhinney introduced a bill entitled "An act to amend the Public Health Law, in relation to compensation of secretary of county mosquito extermination commission" (Int. No. 915), which was read the first time and referred to the committee on public health.

Mr. Mead introduced a bill entitled "An act providing for the erection of a State armory in the village of Warwick, the acquisition of a site therefor, and making an appropriation for building said armory" (Int. No. 916), which was read the first time and referred to the committee on ways and means.

Mr. Merrigan introduced a bill entitled "An act to amend the Conservation Law, in relation to the development of hydraulic power for the State, and making an appropriation therefor" (Int. No. 917), which was read the first time and referred to the committee on ways and means.

Mr. Moses introduced a bill entitled "An act to amend the Penal Law, in relation to the exaction by public service corporations of consideration for furnishing service" (Int. No. 918), which was read the first time and referred to the committee on codes.

Mr. O'Connor introduced a bill entitled "An act to amend the Municipal Court Code of the City of New York, in relation to the return of jury fees" (Int. No. 919), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Municipal Court Code of the City of New York, in relation to the allowance of disbursements in summary proceedings" (Int. No. 920), which was read the first time and referred to the committee on codes.

Also, "An act to amend chapter one thousand and six of the Laws of eighteen hundred and ninety-five, entitled 'An act to provide for discontinuing and closing streets, avenues, roads, highways, alleys, lanes and thoroughfares in cities of more than one million two hundred and fifty thousand inhabitants,' so as to authorize an appeal to the Court of Appeals by the city or any party aggrieved by the order of the Appellate Division" (Int. No. 921), which was read the first time and referred to the committee on affairs of cities.

Mr. T. C. Moore introduced a bill entitled "An act to amend the Election Law, in relation to the use of school houses or other public buildings as registration and polling places" (Int. No. 922), which was read the first time and referred to the committee on public education.

Mr. Pette introduced a bill entitled "An act to amend the Tax Law, in relation to effect of nonpayment of part mortgage tax where mortgage was filed and a lesser sum paid in good faith" (Int. No. 923), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend chapter six hundred and ninety-six of the Laws of eighteen hundred and eighty-seven, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor,' in relation to exempting real estate owned by

associations of honorably discharged soldiers, sailors or marines devoted to patriotic and charitable purposes" (Int. No. 924), which was read the first time and referred to the committee on affairs of cities.

Mr. Rayher introduced a bill entitled "An act to amend the Decedent Estate Law, in relation to the rights of a surviving wife to a share of the personal estate of deceased husband" (Int. No. 925), which was read the first time and referred to the committee on the judiciary.

Mr. Steinberg introduced a bill entitled "An act to amend the Judiciary Law, in relation to civil contempts of court" (Int. No. 926), which was read the first time and referred to the committee on the judiciary.

Mr. Ullman introduced a bill entitled "An act to amend the Greater New York charter, in relation to the appointment of clerks and deputy clerks of the municipal court of the city of New York" (Int. No. 927), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Greater New York charter, in relation to the cancellation of taxes upon property of the city of New York" (Int. No. 928), which was read the first time and referred to the committee on affairs of cities.

Mr. W. W. Campbell introduced a bill entitled "An act to amend the Penal Law, in relation to the carrying and use of dangerous weapons" (Int. No. 929), which was read the first time and referred to the committee on codes.

Mr. Gaffers introduced a bill entitled "An act to amend chapter two hundred and forty-three of the Laws of nineteen hundred and thirteen, entitled 'An act to provide for the retention and maintenance of portions of the present Champlain and Erie canals in the counties of Saratoga and Albany for navigation purposes after the completion of the Barge canal, in relation to the abandonment of a portion thereof'" (Int. No. 930), which was read the first time and referred to the committee on canals.

Mr. Cheney, from the committee on banks, to which was referred Assembly bill introduced by Mr. Cheney (No. 568, Int. No. 548) entitled "An act to amend the Banking Law, in relation to

the powers of investment companies," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Cheney, Mead, Gardner Hunter, Hawkins, Dobson, McCleary, Warren, Moran, Druss, Merrigan.

Also, Assembly bill introduced by Mr. Cheney (No. 743, Int. No. 696) entitled "An act to amend the Banking Law, in relation to the pensioning of any officer or employee retiring from any savings and loan association," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Cheney, Mead, Gardner, Hunter, Wheelock, Hawkins, Dobson, McCleary, Warren, Moran, Druss, Merrigan.

Also, Assembly bill introduced by Mr. Cheney (No. 745, Int. No. 698) entitled "An act to amend the Banking Law, in relation to the manner of declaring dividends upon shares of a savings and loan association," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Cheney, Mead, Gardner, Hunter, Wheelock, Hawkins, Dobson, McCleary, Warren, Moran, Druss, Merrigan.

Also, Assembly bill introduced by Mr. Cheney (No. 747, Int. No. 700) entitled "An act to amend the Banking Law, relating to the withdrawal of unpledged shares in a savings and loan association belonging to the estate of a deceased member thereof," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Cheney, Mead, Gardner, Hunter, Wheelock, Hawkins, Dobson, McCleary, Warren, Moran, Druss, Merrigan.

Also, Assembly bill introduced by Mr. Cheney (No. 790, Int. No. 737) entitled "An act to amend the Banking Law, in relation to national bank becoming State bank," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Cheney, Mead, Gardner, Hunter, Wheelock, Hawkins, Dobson, McCleary, Warren, Moran, Druss, Merrigan.

which report was agreed to, and said bills placed on the order of second reading.

Mr. McWhinney, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. Downs (No. 753, Int. No. 706) entitled "An act giving power to the trustees of the village of Shoreham, Suffolk county, New York, to lease a portion of the buildings on the shore front in such village to the Shoreham Country Club, Incorporated, for a club house," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Judson, Hunter, Evans, Mastick, Smith, J. C., Gray.

Also, Assembly bill introduced by Mr. McWhinney (No. 816, Int. No. 763) entitled "An act to amend chapter two hundred and fifty-one of the Laws of nineteen hundred and twenty, entitled 'An act to detach a portion of the village of Lawrence and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon,' in relation to providing for the payment by the owners of property detached of a proportionate share of existing village liability and indebtedness," reported in favor of passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Judson, Hunter, Evans, Mastick, Smith, J. C., Gray.

Also, Assembly bill introduced by Mr. Richford (No. 550, Int. No. 530) entitled "An act to amend chapter two hundred and sixty-six of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend, revise and consolidate the acts relating to the village of Horseheads, in Chemung county, and to enlarge the powers of the corporation of said village,' generally," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Judson, Hunter, Evans, Mastick, Smith, J. C., Gray.

Also, Assembly bill introduced by Mr. Mastick (No. 642, Int. No. 608) entitled "An act to amend chapter six hundred and sixty-seven of the Laws of nineteen hundred and ten, entitled 'An act to amend, revise and consolidate the charter of the village of Ossining,' in relation to the compensation of officers and employees of the village of Ossining," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Judson, Hunter, Evans, Mastick, Smith, J. C., Gray.

Also, Assembly bill introduced by Mr. Evans (No. 676, Int. No. 640) entitled "An act to amend the Village Law, in relation to the establishment of police departments in certain villages," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Judson, Hunter, Evans, Mastick, Smith, J. C., Gray. which report was agreed to, and said bills placed on the order of second reading.

Mr. Harris, from the committee on public education, to which was referred Assembly bill introduced by Mr. Long (No. 602, Int. No. 574) entitled "An act to amend the Education Law, relating to equalization of school taxes within joint districts," reported in favor of the passage of the same with the following amendments.

Page 1, line 8, strike out bracket after "towns".

Page 2, line 8, insert "s" after "supervisor" making it "supervisors".

Page 2, line 13, after "until" insert in italic "a".

Page 2, line 13, after "new" insert in italics "determination shall have been made by such supervisors as provided in this section".

Page 2, line 13, insert bracket before "assessment-rolls".

Page 2, line 14, insert bracket after "filed" and before comma "[,]".

Page 2, line 23, strike out bracket after "towns".

Page 2, line 23, strike out all after "towns".

Pages 2 and 3, strike out lines 24-26 and 1-17, entire.

Those who voted in the affirmative were: Messrs. Harris, Soule, Smith, Miss M. L., Jacobs, Wright, Moses, O'Connor. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Gage, from the committee on excise, to which was referred Assembly bill introduced by Mr. Gage (No. 785, Int. No. 106) entitled "An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Gage, Richford, Long, Hager, Betts, Williams, Witter.

Those who voted in the negative were: Messrs. Moore, J. G., Di Pirro, Schwab, Burchill, Orr.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Gage, from the committee on excise, to which was referred Assembly bill introduced by Mr. Gage (No. 409, Int. No. 108) entitled "An act to amend the Civil Rights Law, in relation to the recovery of damages suffered by reason of selling or giving away intoxicating liquor," reported in favor of the passage of the same with the following amendments:

Page 2, line 14, add the following:

"§ 2. This act shall take effect immediately."

Those who voted in the affirmative were: Messrs. Gage, Richford, Long, Hager, Betts, Williams, Seelbach, Witter.

Those who voted in the negative were: Messrs. Moore, J. G., Di Pirro, Schwab, Burchill, Orr.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Gage, from the committee on excise, to which was referred Assembly bill introduced by Mr. Gage (No. 784, Int. No. 107) entitled "An act to amend the Penal Law, in relation to intoxicating liquor, repealing the Liquor Tax Law and the City Local Option Law, and providing for completing the unfinished business of the State Excise Department," reported in favor of the passage of the same with the following amendments:

On page 4, line 7, after the period, insert the following: "The term 'private dwelling' shall be construed to include the room or rooms used and occupied, not transiently but solely as a residence in an apartment house, hotel, or boarding house."

Those who voted in the affirmative were: Messrs. Gage, Richford, Long, Hager, Betts, Williams, Witter.

Those who voted in the negative were: Messrs. Moore, J. G., Di Pirro, Schwab, Burchill, Orr.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Brady (No. 659, Int. No. 625) entitled "An act to amend the Workmen's Compensation Law, in relation to the definition of 'commission,' the method of distributing the State Fund and investing the surplus or reserve thereof, and repealing certain sections of such law."

Also, the bill introduced by Mr. Zimmerman (No. 732, Int. No. 248) entitled "An act providing for the levy and collection of taxes and the creation of a sinking fund for the payment of the principal and interest of the Delaware avenue pavement bonds of the town of Tonawanda, Erie county."

Also, the bill introduced by Mr. Trahan (No. 783, Int. No. 618) entitled "An act to amend the Village Law, in relation to the retirement of policemen in certain counties."

Also, the bill introduced by Mr. Beach (No. 728, Int. No. 358) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the taking of finger-prints of convicted persons."

Also, the bill introduced by Mr. Hutchinson (No. 211, Int. No. 209) entitled "An act to extend the time of Little Falls and Johnstown Railroad Company to begin and finish the construction of its road and put it in operation, and extending the corporate existence, powers, consents and franchises of the company."

Also, the bill introduced by Mr. Jenks (No. 731, Int. No. 606) entitled "An act to amend the Judiciary Law, in relation to adjournments of court, jurors and court attendants," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to extend for two years the time of Frontier Electric Railway Company to begin and finish the construction of its railroad." (No. 281, Int. No. 279.)

"An act to amend the Village Law, in relation to the retirement of policemen in certain counties." (No. 783, Int. No. 618.)

"An act to amend the Judiciary Law, in relation to adjournments of court, jurors and court attendants." (No. 731, Int. No. 606.)

"An act to amend the Banking Law, in relation to national banks acting in fiduciary capacity." (No. 203, Int. No. 201.)

"An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the taking of finger-prints of convicted persons." (No. 728, Int. No. 358.)

"An act providing for the levy and collection of taxes and the creation of a sinking fund for the payment of the principal and interest of the Delaware avenue pavement bonds of the town of Tonawanda, Erie county." (No. 732, Int. No. 248.)

"An act to extend the time of Little Falls and Johnstown Railroad Company to begin and finish the construction of its road and put it in operation, and extending the corporate existence, powers, consents and franchises of the company." (No. 211, Int. No. 209.)

"An act to amend the Education Law, in relation to bonded indebtedness of school districts for certain purposes." (No. 345, Int. No. 344.)

"An act to amend the Education Law, in relation to the use of school houses out of school hours by veteran organizations of the military, naval and marine service of the United States." (No. 144, Int. No. 144.)

"An act for the relief of the town of Ephratah, in the county of Fulton." (No. 300, Int. No. 299.)

"An act to amend the Workmen's Compensation Law, in relation to the definition of 'commission,' the method of distributing the State fund and investing the surplus or reserve thereof, and repealing certain sections of such law." (No. 659, Int. No. 625.)

"An act to amend the Railroad Law, in relation to railroad policemen." (No. 406, Int. No. 402.)

"An act to establish school district number seven in town of Hornellsville, Steuben county, as a union free school district, and legalizing and validating the actions and proceedings of the board of education of the city of Hornellsville." (No. 433, Int. No. 424.)

"An act to amend the Insurance Law, in relation to taxation of foreign corporations and foreign insurers." (No. 506, Int. No. 493.)

The bill (No. 782, Int. No. 105) entitled "An act in relation to labor, constituting chapter thirty-one of the Consolidated Laws," having been announced for a third reading,

On motion of Mr. Donohue, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 362, Int. No. 362) entitled "An act to further amend chapter two hundred and eighty-eight of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Hornellsville, and to change the name thereof,' generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Seaker
Antin	Crowley	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McWhinney	Smith C C
Bailey	Doherty	Hausner	Mead	Smith J C
Barnes	Donohue	Hawkins	Merrigan	Smith M L
Bartholomew	Downs	Henderson	Miller	Smith T K
Baum	Druss	Hunter	Moore J G	Soule
Beaaley	Duke	Hutchinson	Moore T C	Steinberg
Betts	Ellsworth	Jacobs	Moran	Stitt
Blakely	Evans	Jeffery	Morrissey	Taylor
Blodgett	Everett	Jenks	Moses	Trahan
Bly	Fenner	Judson	Mullen	Ullman
Booth	Finch	Kelly	Neary	VanWagenen
Borkowski	Fox	Kiernan	Nichols	Wackerman
Brady	Franchot	Kirkland	Pette	Wallace
Brooks	Frerichs	Lattin	Porter	Walah
Brundage	Gaffers	Leininger	Rayher	Warren
Campbell E C	Gage	Lewis	Reiburn	Webb
Campbell W W	Galgano	Long	Reilly	Wells
Carroll	Gardner	Lord	Reiss	Wheelock
Caulfield	Gempler	Lown	Rice	Whitcomb
Chamberlin	Giaccone	Lyman	Richford	Williams
Cheney	Gray	MacFarland	Roosevelt	Witter
Clayton	Greenwald	Martin	Rowe	Wright
Cole	Hager	Mastick	Sackett	Yale
Cosgrove	Halpern	McArdle	Schwab	Zimmerman
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 781, Int. No. 287) entitled "An act to amend the Partnership Law, in relation to payment of wages by receivers," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Seaker
Antin	Crowley	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McWhinney	Smith C C
Bailey	Doherty	Hausner	Mead	Smith J C
Barnes	Donohue	Hawkins	Merrigan	Smith M L
Bartholomew	Downs	Henderson	Miller	Smith T K
Baum	Druss	Hunter	Moore J G	Soule
Beasley	Duke	Hutchinson	Moore T C	Steinberg
Betts	Ellsworth	Jacobs	Moran	Stitt
Blakely	Evans	Jeffery	Morrissey	Taylor
Blodgett	Everett	Jenks	Moses	Trahan
Bly	Fenner	Judson	Mullen	Ullman
Bonth	Finch	Kelly	Neary	VanWagenen
Borkowski	Fox	Kiernan	Nichols	Wackerman
Brady	Franchot	Kirkland	Pette	Wallace
Brooks	Frerichs	Lattin	Porter	Walsh
Brundage	Gaffers	Leininger	Rayher	Warren
Campbell E C	Gage	Lewis	Reiburn	Webb
Campbell W W	Galgano	Long	Reilly	Wells
Carroll	Gardner	Lord	Reiss	Wheelock
Caulfield	Gempler	Lown	Rice	Whitcomb
Chamberlin	Giaccone	Lyman	Richford	Williams
Cheney	Gray	MacFarland	Roosevelt	Witter
Clayton	Greenwald	Martin	Rowe	Wright
Cole	Hager	Mastick	Sackett	Yale
Coogrove	Halpern	McArdle	Schwab	Zimmerman
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 779, Int. No. 146) entitled "An act to amend the Tax Law, in relation to the time of service of notice of special franchise valuations and rates of equalization," was read the third time, having been printed and upon the desks of the members in

its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Seaker
Antin	Crowley	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McWhinney	Smith C C
Bailey	Doherty	Hausner	Mead	Smith J C
Barnes	Donohue	Hawkins	Merrigan	Smith M L
Bartholomew	Downs	Henderson	Miller	Smith T K
Baum	Druss	Hunter	Moore J G	Soule
Beasley	Duke	Hutchinson	Moore T C	Steinberg
Betts	Ellsworth	Jacobs	Moran	Stitt
Blakely	Evans	Jeffery	Morrissey	Taylor
Blodgett	Everett	Jenks	Moses	Trahan
Bly	Fenner	Judson	Mullen	Ullman
Booth	Finch	Reilly	Neary	VanWagenen
Borkowski	Fox	Kiernan	Nichols	Wackerman
Brady	Franchot	Kirkland	Pette	Wallace
Brooks	Frerichs	Lattin	Porter	Walsh
Brundage	Gaffers	Leininger	Rayher	Warren
Campbell E C	Gage	Lewis	Reiburn	Webb
Campbell W W	Galgano	Long	Reilly	Wells
Carroll	Gardner	Lord	Reiss	Wheelock
Caulfield	Gempler	Lown	Rice	Whitcomb
Chamberlin	Giaccone	Lyman	Richford	Williams
Cheney	Gray	MacFarland	Roosevelt	Witter
Clayton	Greenwald	Martin	Rowe	Wright
Cole	Hager	Mastick	Sackett	Yale
Cosgrove	Halpern	McArdle	Schwab	Zimmerman
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 780, Int. No. 141) entitled "An act to amend the Tax Law, in relation to exemption from taxation of property of ministers of the gospel," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McCleary	Seaker
Antin	Crowley	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McWhinney	Smith C C
Bailey	Doherty	Hausner	Mead	Smith J C
Barnes	Donohue	Hawkins	Merrigan	Smith M L
Bartholomew	Downs	Henderson	Miller	Smith T K
Baum	Druss	Hunter	Moore J G	Soule
Beasley	Duke	Hutchinson	Moore T C	Steinberg
Betts	Ellsworth	Jacobs	Moran	Stitt
Blakely	Evans	Jeffery	Morrissey	Taylor
Blodgett	Everett	Jenks	Moses	Trahan
Bly	Fenner	Judson	Mullen	Ullman
Booth	Finch	Kelly	Neary	VanWagenen
Borkowski	Fox	Kiernan	Nichols	Wackerman
Brady	Franchot	Kirkland	Pette	Wallace
Brooks	Frerichs	Lattin	Porter	Walsh
Brundage	Gaffers	Leininger	Rayher	Warren
Campbell E C	Gage	Lewis	Reiburn	Webb
Campbell W W	Galgano	Long	Reilly	Wells
Carroll	Gardner	Lord	Reiss	Wheelock
Caulfield	Gempler	Lown	Rice	Whitcomb
Chamberlin	Giaccone	Lyman	Richford	Williams
Cheney	Gray	MacFarland	Roosevelt	Witter
Clayton	Greenwald	Martin	Rowe	Wright
Cole	Hager	Mastick	Sackett	Yale
Cosgrove	Halpern	McArdle	Schwab	Zimmerman
Cowee				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 280, Int. No. 278) entitled "An act to authorize the city of Buffalo to issue bonds for the purpose of constructing, enlarging, extending, improving, altering, remodeling, repairing, rebuilding and equipping the library buildings of the Grosvenor library of the city of Buffalo," was read the second time.

On motion of Mr. Borkowski, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 478, Int. No. 468) entitled "An act to amend the Greater New York charter, in relation to Hunter College teachers' retirement board," was read the second time.

On motion of Mr. Bloch, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 11, Int. No. 11) entitled "An act to amend the Penal Law, in relation to punishment of robbery in the first degree," was read the second time.

On motion of Mr. Bloch, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 156, Int. No. 156) entitled "An act to amend the Civil Service Law, in relation to retiring veterans and pensioning them," was read the second time.

On motion of Brady, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 635, Int. No. 601) entitled "An act to amend chapter five hundred and ninety of the Laws of nineteen hundred and seventeen, entitled 'An act to provide a charter for the city of Newburgh,' in relation to wards," was read the second time.

On motion of Mr. Brundage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 634, Int. No. 600) entitled "An act to authorize the city of Newburgh to close portions of public streets in said city and to convey the same to the West Shore Railroad Company," was read the second time.

On motion of Mr. Brundage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 579, Int. No. 559) entitled "An act to amend the Conservation Law, in relation to dealers in raw furs and skins," was read the second time.

On motion of Mr. Brundage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 376, Int. No. 373) entitled "An act to amend the Judiciary Law, in relation to salaries of confidential clerks to Supreme Court justices in the ninth judicial district," was read the second time.

On motion of Mr. Brundage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 789, Int. No. 736) entitled "An act ratifying the purchase by the Commissioners of the Home of the City and Town of Newburgh of lands adjoining the premises owned by them," was read the second time.

On motion of Mr. Brundage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 531, Int. No. 514) entitled "An act to amend the Domestic Relations Law, in relation to filing records kept by town and city clerks," was read the second time.

On motion of Mr. E. C. Campbell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 292, Int. No. 291) entitled "An act to amend chapter five hundred and fifty-one of the Laws of nineteen hundred and nine, entitled 'An act creating a bureau of buildings in the city of Albany,' in relation to appeals," was read the second time.

On motion of Mr. E. C. Campbell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 595, Int. No. 567) entitled "An act to amend the Civil Service Law, in relation to retirement of office holders in the competitive class and reinstatements," was read the second time.

On motion of Mr. Caulfield, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 744, Int. No. 697) entitled "An act to amend the Highway Law, in relation to the construction of county roads in certain cities of the third class," was read the second time.

On motion of Mr. Cheney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 482, Int. No. 472) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Samuel H. Morgan and Adella Morgan and J. Fenton Olive against the State for damages alleged to have been sustained from the overflow of the Griffin Creek feeder to the Genesee Valley canal," was read the second time.

On motion of Mr. Duke, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 678, Int. No. 642) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eight of article seven of the Constitution, in relation to a certain portion of the Erie canal," having been announced for a second reading,

On motion of Mr. Donohue, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 620, Int. No. 592) entitled "An act to provide for the extension of the public highway in the borough of Rich-

mond, known as Southfield boulevard, from Eltingville to Tottenville, and apportioning the expense thereof," was read the second time.

On motion of Mr. Frerichs, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 585, Int. No. 565) entitled "An act to provide for extending the boundaries of the city of Poughkeepsie by annexing thereto a part of the town of Poughkeepsie and to provide for the government of the annexed territory, for the payment of school and other bonded indebtedness and for the assessment and levy of taxes and submitting the act to the qualified voters of the annexed territory for approval," was read the second time.

On motion of Mr. Gardner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 521, Int. No. 508) entitled "An act to amend the County Law, in relation to the appointment of assistant district attorneys in certain counties," was read the second time.

On motion of Mr. Harrington, said bill was placed on the order of third reading and referred to the committee on revision.

By unanimous consent, Mr. Martin offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of Senate bill (No. 333, Rec. No. 74) entitled "An act to amend the Stock Corporation Law, in relation to issuing stock to employees."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Martin, and by unanimous consent, said bill was read the second time and ordered to a third reading.

The bill (No. 523, Int. No. 510) entitled "An act to amend the Stock Corporation Law, in relation to issuing stock to employees," having been announced for a second reading,

On motion of Mr. Martin, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 722, Int. No. 684) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel or annul all water rents or charges which are now a lien upon the property of the Congregation Sons of Israel and

Talmud Torah Beth Israel, Incorporated, a religious corporation in the borough of Bronx, city of New York," was read the second time.

On motion of Mr. McKee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 548, Int. No. 528) entitled "An act to amend the Highway Law, in relation to the amount which may be raised for the purchase or repairs of highway machinery," was read the second time.

On motion of Mr. McWhinney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 644, Int. No. 610) entitled "An act to authorize the board of education of union free school district number nine of the town of Hempstead, and the village of Freeport, or either of them, to acquire all or any part of the old cemetery known as the Freeport cemetery in the village of Freeport, adjoining property of the First Presbyterian church and the property of such district now used for high school purposes, for school purposes or for the establishment of a public park or for village purposes or for any or all of such purposes, and to provide for the removal of remains in such cemetery and the reinterment thereof," was read the second time.

On motion of Mr. McWhinney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 570, Int. No. 550) entitled "An act to amend the Agricultural Law, in relation to pure bred domestic animals," was read the second time.

On motion of Mr. Miller, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 726, Int. No. 688) entitled "An act to amend the Real Property Law and Personal Property Law, in relation to the methods, grants and devises for educational purposes," was read the second time.

On motion of Mr. Moran, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 621, Int. No. 593) entitled "An act to amend the Town Law, in relation to the collection and disposition of garbage and ashes," was read the second time.

On motion of Mr. T. C. Moore, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 837, Int. No. 784) entitled "An act to amend the Decedent Estate Law, in relation to distribution of personal property," was read the second time.

On motion of Mr. Rayher, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 764, Int. No. 717) entitled "An act extending the corporate existence of the Gorham Agricultural Society," was read the second time.

On motion of Mr. Sackett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 691, Int. No. 655) entitled "An act to amend the charter of the city of Mechanicville, in relation to the general municipal election and municipal primary," was read the second time.

On motion of Mr. C. C. Smith, said bill was placed on the order of third reading and referred to the committee revision.

The bill (No. 651, Int. No. 617) entitled "An act to amend the Judiciary Law, providing for the appointment of a general clerk to the justices of the Supreme Court in the first judicial district, and prescribing the duties of such clerk," was read the second time.

On motion of Mr. Steinberg, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 516, Int. No. 503) entitled "An act to amend the County Law, in relation to the power of the board of supervisors of Westchester county to charge for the keep of persons committed to the county jail for trial or examination," was read the second time.

On motion of Mr. Trahan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 61, Int. No. 61) entitled "An act to amend the Penal Law, in relation to punishment of robbery in the third degree," was read the second time.

On motion of Mr. Ullman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 62, Int. No. 62) entitled "An act to amend

the Penal Law, in relation to punishment for grand larceny in the first degree," was read the second time.

On motion of Mr. Ullman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 67, Int. No. 67) entitled "An act to amend the Penal Law, in relation to punishment for murder in the second degree," was read the second time.

On motion of Mr. Ullman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 68, Int. No. 68) entitled "An act to amend the Code of Criminal Procedure, in relation to peace officers," having been announced for a second reading,

On motion of Mr. Donohue, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 69, Int. No. 69) entitled "An act to amend the Penal Law, in relation to contradictory statements under oath," was read the second time.

On motion of Mr. Ullman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 58, Int. No. 58) entitled "An act to amend the Penal Law, in relation to punishment for grand larceny in second degree," was read the second time.

On motion of Mr. Ullman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 829, Int. No. 776) entitled "An act to amend the County Law, in relation to quarterly meetings of the board of supervisors of Livingston county," was read the second time.

On motion of Mr. Wheelock, said bill was placed on the order of third reading and referred to the committee on revision.

Mr. Whitcomb offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 418, Rec. No. 68) entitled "An act to amend chapter six hundred and sixty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act to supplement the general laws applicable to the government of the city of Binghamton, and to revise and consolidate the local laws relating thereto,' in relation to the clerk of the city court."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Whitcomb, and by unanimous consent, said bill was read the second time and ordered to a third reading.

The bill (No. 654, Int. No. 620) entitled "An act to amend section two hundred and forty-five of article eight of chapter six hundred and sixty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act to supplement the general laws applicable to the government of the city of Binghamton, and to revise and consolidate the local laws relating thereto,' in relation to the clerk of the city court," having been announced for a second reading.

On motion of Mr. Whitcomb, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 719, Int. No. 681) entitled "An act in relation to nominations for public office to be voted for at the village election of the village of Endicott, in the year nineteen hundred and twenty-one," was read the second time.

On motion of Mr. Whitcomb, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 428, Rec. No. 46) entitled "An act to provide for indexing and reindexing conveyances, mortgages and other instruments, relating to lands and liens thereon in the county of Richmond," was read the second time.

On motion of Mr. Cosgrove, said bill was placed on the order of third reading.

The Senate bill (No. 205, Rec. No. 32) entitled "An act to amend the Greater New York charter, in relation to making more specific the powers of the commissioner of public welfare of the city of New York in the collection of money for the support of poor persons from relatives and the property or estate of such poor persons," was read the second time.

On motion of Mr. Donohue, said bill was placed on the order of third reading.

The Senate bill (No. 86, Rec. No. 14) entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and

thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the payment of sewer assessments," was read the second time.

On motion of Mr. Everett, said bill was placed on the order of third reading.

The Senate bill (No. 136, Rec. No. 33) entitled "An act in relation to tax sales heretofore made by the treasurer of the county of Franklin," was read the second time.

On motion of Mr. Ellsworth, said bill was placed on the order of third reading.

The Senate bill (No. 87, Rec. No. 15) entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the fiscal year," was read the second time.

On motion of Mr. Everett, said bill was placed on the order of third reading.

The Senate bill (No. 125, Rec. No. 34) entitled "An act to repeal chapter thirty-nine of the Laws of eighteen hundred and fifty-five, entitled 'An act to reduce the expenses of recording conveyances of real estate, in the counties of Chautauqua, Saint Lawrence and Onondaga,'" was read the second time.

On motion of Mr. T. K. Smith, said bill was placed on the order of third reading.

The Senate bill (No. 154, Rec. No. 51) entitled "An act to amend the County Law, in relation to the powers of commissioners of fire districts outside of incorporated villages," was read the second time.

On motion of Mr. McWhinney, said bill was placed on the order of third reading.

On motion of Mr. Adler, the House adjourned.

FRIDAY, FEBRUARY 25, 1921

The House met pursuant to adjournment.

Mr. McGinnies in the chair.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Gage, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Bailey introduced a bill entitled "An act to amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-nine, entitled 'An act to create a commissioner of jurors in the several counties of this State,' in relation to lists of trial jurors and grand jurors" (Int. No. 931), which was read the first time and referred to the committee on internal affairs.

Mr. Brady introduced a bill entitled "An act to amend the County Law, in relation to authority of the board of supervisors to levy taxes and appropriate money for the relief and education of poor persons, permanently or temporarily within the county" (Int. No. 932), which was read the first time and referred to the committee on internal affairs.

Mr. Brooks introduced a bill entitled "An act to amend chapter three hundred and twenty-six of the Laws of eighteen hundred and eighty-seven, entitled 'An act to incorporate the Chittenango Falls Park Association,' in relation to authorizing the association to convey its real property to the State, and authorizing the acceptance of such property by the State for the purposes of a public park" (Int. No. 933), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Insurance Law, in relation to life, health and casualty insurance corporations" (Int. No. 934), which was read the first time and referred to the committee on insurance.

Mr. Downs introduced a bill entitled "An act to amend chapter three hundred and eleven of the Laws of nineteen hundred and twenty, entitled 'An act in relation to the assessment and collection of taxes in Suffolk county, and repealing certain special acts relating to the assesment and collection of taxes in such county,'

generally" (Int. No. 935), which was read the first time and referred to the committee on internal affairs.

Mr. Judson introduced a bill entitled "An act to amend the Education Law, in relation to taxes for school purposes" (Int. No. 936), which was read the first time and referred to the committee on public education.

Mr. Leininger introduced a bill entitled "An act to amend the Greater New York charter, in relation to the compensation of secretary and treasurer of the trustees of the exempt fiemen's benevolent fund of the borough of Queens" (Int. No. 937), which was read the first time and referred to the committee on affairs of cities.

Mr. Long introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Joseph Schaulfer against the State while engaged in the work of the State in endeavoring to capture a lunatic who had escaped from the Binghamton State Hospital" (Int. No. 938), which was read the first time and referred to the committee on claims.

Mr. Martin introduced a bill entitled "An act to amend the Highway Law in relation to the equipment of motor vehicles with certain signaling devices" (Int. No. 939), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend section two and section forty-seven of the charter of the city of Sherrill, increasing the territorial boundaries thereof and providing for the appointment of assessors" (Int. No. 940), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the General Business Law, in relation to contracts for monopoly, and to provide for the protection of consumers, and adding a new section thereto, to be known as section three hundred and forty-one-a" (Int. No. 941), which was read the first time and referred to the committee on the judiciary.

Mr. McCleary introduced a bill entitled "An act providing for the construction of a bridge over the canalized Mohawk river between the villages of Fonda and Fultonville, and for constructing

approaches thereto; apportioning the expense thereof to the State of New York and the towns of Mohawk and Glen; providing for the payment of such expense and making an appropriation for the State's share thereof" (Int. No. 942), which was read the first time and referred to the committee on ways and means.

Mr. McWhinney introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Albert A. Johnson against the State for unpaid salary for services rendered under contract as director of the State Institute of Applied Agriculture on Long Island, and to render judgment therefor" (Int. No. 943), which was read the first time and referred to the committee on claims.

Mr. Morrissey introduced a bill entitled "An act authorizing and empowering the Commissioners of the Land Office to grant to the city of Troy, all the interest of the State in and to certain lands under the waters of the Hudson river for the purposes of public streets" (Int. No. 944), which was read the first time and referred to the committee on ways and means.

Mr. Slacer introduced a bill entitled "An act to amend the charter of the city of Buffalo, in relation to the recall" (Int. No. 945), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the charter of the city of Buffalo, in relation to the initiative" (Int. No. 946), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the charter of the city of Buffalo, in relation to the nomination and election of mayor and councilmen by the preferential ballot, and to repeal certain sections of such charter relating to selections, primaries and nominations" (Int. No. 947), which was read the first time and referred to the committee on affairs of cities.

Mr. C. C. Smith introduced a bill entitled "An act to amend chapter six hundred and seventeen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the Round Lake Camp Meeting Association of the Methodist Church of the Troy Conference,' in relation to enforcement of ordinances of such association" (Int. No. 948), which was read the first time and referred to the committee on the judiciary.

Mr. T. K. Smith introduced a bill entitled "An act to amend the General Business Law, in relation to fire escapes" (Int. No. 949), which was read the first time and referred to the committee on general laws.

Mr. Witter introduced a bill entitled "An act to authorize, empower and direct the Commissioner of Agriculture to investigate the claim of E. and D. R. Glezen for damages alleged to have been sustained by them in the killing or injury of their sheep by dogs, and to determine the amount of such damages" (Int. No. 950), which was read the first time and referred to the committee on claims.

Mr. W. W. Campbell introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the canalized Mohawk river at and near Schenectady, by reason of the alleged construction and maintenance of the Vischer's Ferry dam, and to render judgment therefor" (Int. No. 951), which was read the first time and referred to the committee on claims.

Also, "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claims of certain persons against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen, and to render judgment therefor" (Int. No. 952), which was read the first time and referred to the committee on claims.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. McWhinney (No. 644, Int. No. 610) entitled "An act to authorize the board of education of union free school district number nine of the town of Hempstead, and the village of Freeport, or either of them, to acquire all or any part of the old cemetery known as the Freeport cemetery in the village of Freeport, adjoining property of the First Presbyterian church and the property of such district now used for high school purposes, for school purposes or for the establishment of a public park or for village purposes or for any or all of such

purposes, and to provide for the removal of remains in such cemetery and the reinterment thereof."

Also, the bill introduced by Mr. Sackett (No. 764, Int. No. 717) entitled "An act extending the corporate existence of the Gorham Agricultural Society."

Also, the bill introduced by Mr. Whitcomb (No. 719, Int. No. 681) entitled "An act in relation to nominations for public office to be voted for at the village election of the village of Endicott, in the year nineteen hundred and twenty-one."

Also, the bill introduced by Mr. Brundage (No. 635, Int. No. 601) entitled "An act to amend chapter five hundred and ninety of the Laws of nineteen hundred and seventeen, entitled 'An act to provide a charter for the city of Newburgh,' in relation to wards."

Also, the bill introduced by Mr. Brundage (No. 789, Int. No. 736) entitled "An act ratifying the purchase by the Commissioners of the Home of the City and Town of Newburgh of lands adjoining the premises owned by them."

Also, the bill introduced by Mr. Brundage (No. 634, Int. No. 600) entitled "An act to authorize the city of Newburgh to close portions of public streets in said city and to convey the same to the West Shore Railroad Company."

Also, the bill introduced by Mr. McKee (No. 722, Int. No. 684) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel or annul all water rents or charges which are now a lien upon the property of the Congregation Sons of Israel and Talmud Torah Beth Israel, Incorporated, a religious corporation in the borough of Bronx, city of New York."

Also, the bill introduced by Mr. Duke (No. 482, Int. No. 472) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Samuel H. Morgan and Adella Morgan and J. Fenton Olive against the State for damages alleged to have been sustained from the overflow of the Griffin Creek feeder to the Genesee Valley canal."

Also, the bill introduced by Mr. Brundage (No. 376, Int. No. 373) entitled "An act to amend the Judiciary Law, in relation

to salaries of confidential clerks to Supreme Court justices in the ninth judicial district."

Also, the bill introduced by Mr. E. C. Campbell (No. 531, Int. No. 514) entitled "An act to amend the Domestic Relations Law, in relation to filing records kept by town and city clerks."

Also, the bill introduced by Mr. Cheney (No. 744, Int. No. 697) entitled "An act to amend the Highway Law, in relation to the construction of county roads in certain cities of the third class."

Also, the bill introduced by Mr. Rayher (No. 837, Int. No. 784) entitled "An act to amend the Decedent Estate Law, in relation to distribution of personal property."

Also, the bill introduced by Mr. Harrington (No. 521, Int. No. 508) entitled "An act to amend the County Law, in relation to the appointment of assistant district attorneys in certain counties."

Also, the bill introduced by Mr. Wheelock (No. 829, Int. No. 776) entitled "An act to amend the County Law, in relation to quarterly meetings of the board of supervisors of Livingston county."

Also, the bill introduced by Mr. Miller (No. 570, Int. No. 550) entitled "An act to amend the Agricultural Law, in relation to pure bred domestic animals."

Also, the bill introduced by Mr. Trahan (No. 516, Int. No. 503) entitled "An act to amend the County Law, in relation to the power of the board of supervisors of Westchester county to charge for the keep of persons committed to the county jail for trial or examination."

Also, the bill introduced by Mr. Ellsworth (No. 833, Int. No. 780) entitled "An act making an appropriation for new flues for the boilers at the Northern New York Institution for Deaf-Mutes at Malone."

Also, the bill introduced by Mr. Bloch (No. 478, Int. No. 468) entitled "An act to amend the Greater New York charter, in relation to Hunter College teachers' retirement board."

Also, the bill introduced by Mr. Gardner (No. 585, Int. No. 565) entitled "An act to provide for extending the boundaries of the city of Poughkeepsie by annexing thereto a part of the town

of Poughkeepsie and to provide for the government of the annexed territory, for the payment of school and other bonded indebtedness and for the assessment and levy of taxes and submitting the act to the qualified voters of the annexed territory for approval."

Also, the bill introduced by Mr. Steinberg (No. 651, Int. No. 617) entitled "An act to amend the Judiciary Law, providing for the appointment of a general clerk to the justices of the Supreme Court in the first judicial district, and prescribing the duties of such clerk."

Also, the bill introduced by Mr. Moran (No. 726, Int. No. 688) entitled "An act to amend the Real Property Law and the Personal Property Law, in relation to the methods, grants and devises for educational purposes."

Also, the bill introduced by Mr. Ullman (No. 62, Int. No. 62) entitled "An act to amend the Penal Law, in relation to punishment for grand larceny in first degree."

Also, the bill introduced by Mr. Ullman (No. 61, Int. No. 61) entitled "An act to amend the Penal Law, in relation to punishment of robbery in third degree."

Also, the bill introduced by Mr. Brady (No. 156, Int. No. 156) entitled "An act to amend the Civil Service Law, in relation to retiring veterans and pensioning them."

Also, the bill introduced by Mr. Caulfield (No. 595, Int. No. 567) entitled "An act to amend the Civil Service Law, in relation to retirement of office holders in the competitive class and reinstatement."

Also, the bill introduced by Mr. Ullman (No. 58, Int. No. 58) entitled "An act to amend the Penal Law, in relation to punishment for grand larceny in second degree."

Also, the bill introduced by Mr. Ullman (No. 69, Int. No. 69) entitled "An act to amend the Penal Law, in relation to contradictory statements under oath."

Also, the bill introduced by Mr. Brundage (No. 579, Int. No. 559) entitled "An act to amend the Conservation Law, in relation to dealers in raw furs and skins."

Also, the bill introduced by Mr. Bloch (No. 11, Int. No. 11) entitled "An act to amend the Penal Law, in relation to punishment of robbery in the first degree."

Also, the bill introduced by Mr. T. C. Moore (No. 621, Int. No. 593) entitled "An act to amend the Town Law, in relation to the collection and disposition of garbage and ashes."

Also, the bill introduced by Mr. Ullman (No. 67, Int. No. 67) entitled "An act to amend the Penal Law, in relation to punishment for murder in the second degree."

Also, the bill introduced by Mr. Frerichs (No. 620, Int. No. 592) entitled "An act to provide for the extension of the public highway in the borough of Richmond, known as Southfield boulevard, from Eltingville to Tottenville, and apportioning the expense thereof."

Also, the bill introduced by Mr. Borkowski (No. 280, Int. No. 278) entitled "An act to authorize the city of Buffalo to issue bonds for the purpose of constructing, enlarging, extending, improving, altering, remodeling, repairing, rebuilding and equipping the library building of the Grosvenor library of the city of Buffalo," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. McWhinney (No. 548, Int. No. 528), entitled "An act to amend the Highway Law, in relation to the amount which may be raised for the purchase or repairs of highway machinery," reported the same with the following recommendations:

On page 2, line 7, after the letters "*habitants*," insert in italics the word "*and*".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. C. C. Smith (No. 691, Int. No. 655), entitled "An act to amend the charter of the city of Mechanicville, in relation to the general municipal election and municipal primary," reported the same with the following recommendations:

On page 1, first line of title, strike out "charter of the city of"; and after "Mechanicville" insert "city charter".

On page 3, line 11, strike out "Therefore" and insert in place thereof "Thereafter".

On page 6, line 6, strike out "second year" and insert in place thereof "two years".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. E. C. Campbell (No. 292, Int. No. 291), entitled "An act to amend chapter five hundred and fifty-one of the Laws of nineteen hundred and nine, entitled 'An act creating a bureau of buildings in the city of Albany,' in relation to appeals," reported the same with the following recommendations:

On page 2, line 12, strike out "city engi-", and on line 13 strike out "neer" and insert in place thereof "*commissioner of public safety*" in italics.

On page 4, line 8, before the word "If" insert in brackets "The decision of the commissioner, together with the plans, specifications, papers and documents used on appeal, shall be sent to the superintendent of buildings and by him preserved among the records of his bureau."

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

The bill (No. 878, Int. No. 742) entitled "An act to amend chapter nine hundred and two of the Laws of nineteen hundred and twenty, entitled 'An act to provide for a convention, representing the judiciary and the bar, to consider and adopt rules of civil practice, and making an appropriation therefor,' in relation to extending the time for filing the rules," was read the second time.

On motion of Mr. Duke, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 743, Int. No. 696) entitled "An act to amend the Banking Law, in relation to the pensioning of any officer or employee retiring from any savings and loan association," was read the second time.

On motion of Mr. Cheney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 568, Int. No. 548) entitled "An act to amend

the Banking Law, in relation to the powers of investment companies," was read the second time.

On motion of Mr. Cheney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 790, Int. No. 737) entitled "An act to amend the Banking Law, in relation to national bank becoming State bank," was read the second time.

On motion of Mr. Cheney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 747, Int. No. 700) entitled "An act to amend the Banking Law, relating to the withdrawal of unpledged shares in a savings and loan association belonging to the estate of a deceased member thereof," was read the second time.

On motion of Mr. Cheney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 745, Int. No. 698) entitled "An act to amend the Banking Law, in relation to the manner of declaring dividends upon shares of a savings and loan association," was read the second time.

On motion of Mr. Cheney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 753, Int. No. 706) entitled "An act giving power to the trustees of the village of Shoreham, Suffolk county, New York, to lease a portion of the buildings on the shore front in such village to the Shoreham Country Club, Incorporated, for a club house," having been announced for a second reading,

On motion of Mr. Leininger, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 676, Int. No. 640) entitled "An act to amend the Village Law, in relation to the establishment of police departments in certain villages," was read the second time.

On motion of Mr. Evans, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 785, Int. No. 106) entitled "An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquor," having been announced for a second reading,

On motion of Mr. Leininger, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 550, Int. No. 530) entitled "An act to amend chapter two hundred and sixty-six of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend, revise and consolidate the acts relating to the village of Horseheads, in Chemung county, and to enlarge the powers of the corporation of said village,' generally," was read the second time.

On motion of Mr. Richford, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 642, Int. No. 608) entitled "An act to amend chapter six hundred and sixty-seven of the Laws of nineteen hundred and ten, entitled 'An act to amend, revise and consolidate the charter of the village of Ossining,' in relation to the compensation of officers and employees of the village of Ossining," was read the second time.

On motion of Mr. Mastick, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 816, Int. No. 763) entitled "An act to amend chapter two hundred and fifty-one of the Laws of nineteen hundred and twenty, entitled 'An act to detach a portion of the village of Lawrence and continue it as a part of the town of Hempstead in the county of Nassau, and to provide for the lien of village taxes thereon,' in relation to providing for the payment by the owners of property detached of a proportionate share of existing village liability and indebtedness," was read the second time.

On motion of Mr. McWhinney, said bill was placed on the order of third reading and referred to the committee on revision.

On motion of Mr. Gage, the consideration of the third reading calendar was postponed until Monday next.

Mr. Adler gives notice that he will on Wednesday, March 2, move to amend the second paragraph of subdivision four of Rule six in relation to the time for introduction of local bills.

On motion of Mr. Gage, the House adjourned.

MONDAY, FEBRUARY 28, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of Friday, February 25th, was dispensed with and the same was approved.

Mr. Speaker presented the Fifty-fourth Annual Report of the State Board of Charities, which was laid upon the table and ordered printed.

(See Document.)

Also, the Sixty-second Annual Report of the Superintendent of Insurance, which was laid upon the table and ordered printed.

(See Document.)

Also, the Second Annual Report of the State Commission for Mental Defectives, which was laid upon the table and ordered printed.

(See Document.)

Mr. Donohue introduced a bill entitled "An act in relation to the fees in the surrogate's court of the county of New York, and repealing certain sections of chapter five hundred and thirty of the Laws of eighteen hundred and eighty-four, entitled 'An act in relation to the office of surrogate of the county of New York'" (Int. No. 953), which was read the first time and referred to the committee on the judiciary.

Mr. Evans introduced a bill entitled "An act to amend the charter of the city of Little Falls, generally" (Int. No. 954), which was read the first time and referred to the committee on affairs of cities.

Mr. Fenner introduced a bill entitled "An act to amend the Ithaca city charter, in relation to powers and duties of the board of fire commissioners" (Int. No. 955), which was read the first time and referred to the committee on affairs of cities.

Mr. Everett introduced a bill entitled "An act to amend the Conservation Law, in relation to the publication of laws relating to fish and game" (Int. No. 956), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Code of Criminal Procedure, and the Domestic Relations Law, in relation to the reciprocal personal and property rights of man and wife" (Int. No. 957), which was read the first time and referred to the committee on codes.

Mr. Hager introduced a bill entitled "An act to amend the charter of the city of Auburn, in relation to the issue of bonds and denomination thereof" (Int. No. 958), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to legalize the official acts of certain justices of the peace, and authorizing them to execute and file official oaths of office" (Int. No. 959), which was read the first time and referred to the committee on the judiciary.

Mr. Hutchinson introduced a bill entitled "An act to amend the County Law, in relation to the compensation of supervisors in Hamilton and Herkimer counties" (Int. No. 960), which was read the first time and referred to the committee on internal affairs.

Mr. Leininger introduced a bill entitled "An act making appropriations for the New York State Veterinary College for the eastern portion of the State, at New York University, New York city" (Int. No. 961), which was read the first time and referred to the committee on ways and means.

Mr. T. C. Moore introduced a bill entitled "An act to amend the Public Health Law, so as to provide for residents of rural districts, for industrial workers and for all others who cannot otherwise secure such benefits, adequate and scientific medical and surgical treatment, hospital and dispensary facilities and nursing care, to assist local medical practitioners by providing laboratory and consultative service, and in general to improve the health of the inhabitants of the State by authorizing a county or city to create and maintain one or more health centers, to provide State aid for same, and making an appropriation therefor" (Int. No. 962) which was read the first time and referred to the committee on public health.

Mr. Porter introduced a bill entitled "An act to further extend the time of Champlain and Sanford Railroad Company to begin and finish the construction of its railroad" (Int. No. 963), which was read the first time and referred to the committee on the judiciary.

Mr. Richford introduced a bill entitled "An act to amend chapter four hundred and seventy-seven of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Elmira,' in relation to salary of the stenographer of the city court" (Int. No. 964), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter four hundred and seventy-seven of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Elmira,' in relation to the appointment of police patrol drivers" (Int. No. 965), which was read the first time and referred to the committee on affairs of cities.

Mr. Bartholomew introduced a bill entitled "An act to provide for the construction of a plate girder bridge over the canal at East street, Fort Edward, and making an appropriation therefor" (Int. No. 966), which was read the first time and referred to the committee on ways and means.

Also, "An act to provide for the construction of a plate girder bridge over the canal at Notre Dame street, Fort Edward, and making an appropriation therefor" (Int. No. 967), which was read the first time and referred to the committee on ways and means.

Mr. Jeffery introduced a bill entitled "An act to authorize the local assessment of certain Barge canal and terminal lands of the State in the city of North Tonawanda, for the benefit thereto from the paving of Sweeney street in such city" (Int. No. 968), which was read the first time and referred to the committee on affairs of cities.

Mr. Roosevelt introduced a bill entitled "An act to amend the Penal Law, in relation to clams, oysters, scallops or other shell fish" (Int. No. 969), which was read the first time and referred to the committee on codes.

Mr. Hackenburg introduced a bill entitled "An act to amend the General Municipal Law, in relation to authorizing certain cities of the first class to acquire unoccupied dwellings, repair and rent the same to the inhabitants thereof, and providing for the appointment of a housing commissioner therefor" (Int. No. 970), which was read the first time and referred to the committee on affairs of cities.

Mr. Doherty introduced a bill entitled "An act requiring the Brooklyn Rapid Transit Company to construct and maintain a passenger station at Third street in the borough of Brooklyn, city of New York" (Int. No. 971), which was read the first time and referred to the committee on affairs of cities.

Mr. Westall introduced a bill entitled "An act to amend the Village Law, in relation to regulate or prohibit the keeping of bees" (Int. No. 972), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to amend chapter two hundred and eighty-five of the Laws of nineteen hundred and three, entitled 'An act to organize and establish a police department in the village of Port Chester,' in relation to moneys constituting the police pension fund and the payment of pensions" (Int. No. 973), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to amend the charter of the city of White Plains, generally" (Int. No. 974), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the charter of the city of White Plains, generally" (Int. No. 975), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter eight hundred and eighteen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Port Chester,' in relation to amount to be raised for public health purposes" (Int. No. 976), which was read the first time and referred to the committee on affairs of villages.

Mr. Wackerman introduced a bill entitled "An act to amend the Lien Law, in relation to extent of mechanic's lien" (Int. No. 977), which was read the first time and referred to the committee on the judiciary.

Mr. McWhinney introduced a bill entitled "An act providing for the grading and paving of Rockaway road from the conduit in the city of New York, borough of Queens, to Hook creek at the Nassau county line and providing for defraying the cost of such improvement" (Int. No. 978), which was read the first time and referred to the committee on affairs of cities.

Mr. Gaffers introduced a bill entitled "An act to amend the County Law, in relation to annuities to retired officers and employees" (Int. No. 979), which was read the first time and referred to the committee on internal affairs.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Evans (No. 676, Int. No. 640) entitled "An act to amend the Village Law, in relation to the establishment of police departments in certain villages."

Also, the bill introduced by Mr. Mastick (No. 642, Int. No. 608) entitled "An act to amend chapter six hundred and sixty-seven of the Laws of nineteen hundred and ten, entitled 'An act to amend, revise and consolidate the charter of the village of Ossining,' in relation to the compensation of officers and employees of the village of Ossining."

Also; the bill introduced by Mr. Richford (No. 550, Int. No. 530) entitled "An act to amend chapter two hundred and sixty-six of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend, revise and consolidate the acts relating to the village of Horseheads, in Chemung county, and to enlarge the powers of the corporation of said village,' generally."

Also, the bill introduced by Mr. Cheney (No. 568, Int. No. 548) entitled "An act to amend the Banking Law, in relation to the powers of investment companies."

Also, the bill introduced by Mr. Cheney (No. 743, Int. No. 696) entitled "An act to amend the Banking Law, in relation to the pensioning of any officer or employee retiring from any savings and loan association."

Also, the bill introduced by Mr. Cheney (No. 745, Int. No. 698) entitled "An act to amend the Banking Law, in relation to the manner of declaring dividends upon shares of a savings and loan association."

Also, the bill introduced by Mr. McWhinney (No. 816, Int. No. 763) entitled "An act to amend chapter two hundred and fifty-one of the Laws of nineteen hundred and twenty, entitled 'An act to detach a portion of the village of Lawrence and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon,'

in relation to providing for the payment by the owners of property detached of a proportionate share of existing village liability and indebtedness."

Also, the bill introduced by Mr. Cheney (No. 790, Int. No. 737) entitled "An act to amend the Banking Law, in relation to national bank becoming State bank."

Also, the bill introduced by Mr. Cheney (No. 747, Int. No. 700) entitled "An act to amend the Banking Law, relating to the withdrawal of unpledged shares in a savings and loan association belonging to the estate of a deceased member thereof," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Duke (No. 878, Int. No. 742), entitled "An act to amend chapter nine hundred and two of the Laws of nineteen hundred and twenty, entitled 'An act to provide for a convention, representing the judiciary and the bar, to consider and adopt rules of civil practice, and making an appropriation therefor,' in relation to extending the time for filing the rules," reported the same with the following recommendations:

On page 2, line 16, insert an apostrophe after "years".

On page 2, line 18, after "Governor" strike out the comma and insert a semi-colon.

On page 3, line 16, at the end of the line, insert in brackets "twenty-one".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Village Law, in relation to the establishment of police departments in certain villages." (No. 676, Int. No. 640.)

"An act to amend the Banking Law, in relation to the powers of investment companies." (No. 568, Int. No. 548.)

"An act to amend the Banking Law, relating to the withdrawal of unpledged shares in a savings and loan association belonging to the estate of a deceased member thereof." (No. 747, Int. No. 700.)

"An act to amend chapter two hundred and sixty-six of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend, revise and consolidate the acts relating to the village of Horseheads, in Chemung county, and to enlarge the powers of the corporation of said village,' generally." (No. 550, Int. No. 530.)

"An act to amend the Banking Law, in relation to the pensioning of any officer or employee retiring from any savings and loan association." (No. 743, Int. No. 696.)

"An act authorizing the commissioners of the sinking fund of the city of New York to cancel or annul all water rents or charges which are now a lien upon the property of the Congregation Sons of Israel and Talmud Torah Beth Israel, Incorporated, a religious corporation in the borough of Bronx, city of New York." (No. 722, Int. No. 684.)

"An act to amend the Highway Law, in relation to the construction of county roads in certain cities of the third class." (No. 744, Int. No. 697.)

"An act to amend the Real Property Law and the Personal Property Law, in relation to the methods, grants and devises for educational purposes." (No. 726, Int. No. 688.)

"An act extending the corporate existence of the Gorham Agricultural Society." (No. 764, Int. No. 717.)

"An act to amend the Civil Service Law, in relation to retiring veterans and pensioning them." (No. 156, Int. No. 156.)

"An act to amend the Penal Law, in relation to punishment for grand larceny in first degree." (No. 62, Int. No. 62.)

"An act to amend the Penal Law, in relation to contradictory statements under oath." (No. 69, Int. No. 69.)

"An act to amend the Penal Law, in relation to punishment of robbery in the first degree." (No. 11, Int. No. 11.)

"An act to amend the Penal Law, in relation to punishment for grand larceny in second degree." (No. 58, Int. No. 58.)

"An act to amend the Penal Law, in relation to punishment of robbery in third degree." (No. 61, Int. No. 61.)

"An act to amend the Town Law, in relation to the collection and disposition of garbage and ashes." (No. 621, Int. No. 593.)

"An act to authorize the city of Newburgh to close portions of public streets in said city and to convey the same to the West Shore Railroad Company." (No. 634, Int. No. 600.)

"An act to amend chapter five hundred and ninety of the Laws of nineteen hundred and seventeen, entitled 'An act to provide a charter for the city of Newburgh,' in relation to wards." (No. 635, Int. No. 601.)

"An act to provide for the extension of the public highway in the borough of Richmond, known as Southfield boulevard, from Eltingville to Tottenville, and apportioning the expense thereof." (No. 620, Int. No. 592.)

"An act to amend the Judiciary Law, providing for the appointment of a general clerk to the justices of the Supreme Court in the first judicial district, and prescribing the duties of such clerk." (No. 651, Int. No. 617.)

"An act to amend the Civil Service Law, in relation to retirement of office holders in the competitive class and reinstatement." (No. 595, Int. No. 567.)

"An act to amend the Conservation Law, in relation to dealers in raw furs and skins." (No. 579, Int. No. 559.)

"An act to amend the Judiciary Law, in relation to salaries of confidential clerks to Supreme Court justices in the ninth judicial district." (No. 376, Int. No. 373.)

"An act to authorize the city of Buffalo to issue bonds for the purpose of constructing, enlarging, extending, improving, altering, remodeling, repairing, rebuilding and equipping the library buildings of the Grosvenor library of the city of Buffalo." (No. 280, Int. No. 278.)

"An act to amend the Decedent Estate Law, in relation to distribution of personal property." (No. 837, Int. No. 784.)

"An act making an appropriation for new flues for the boilers at the Northern New York Institution for Deaf-Mutes at Malone." (No. 833, Int. No. 780.)

"An act for the relief of the town of Bleecker, in the county of Fulton." (No. 877, Int. No. 300.)

"An act to amend the Domestic Relations Law, in relation to filing records kept by town and city clerks." (No. 531, Int. No. 514.)

"An act ratifying the purchase by the Commissioners of the Home of the City and Town of Newburgh of lands adjoining the premises owned by them." (No. 789, Int. No. 736.)

"An act to amend the Greater New York charter, in relation to Hunter College teachers' retirement board." (No. 478, Int. No. 468.)

"An act to amend the Agricultural Law, in relation to pure bred domestic animals." (No. 570, Int. No. 550.)

"An act to amend the County Law, in relation to the power of the board of supervisors of Westchester county to charge for the keep of persons committed to the county jail for trial or examination." (No. 516, Int. No. 503.)

"An act to amend the County Law, in relation to the appointment of assistant district attorneys in certain counties." (No. 521, Int. No. 508.)

"An act to amend the Penal Law, in relation to punishment for murder in the second degree." (No. 67, Int. No. 67.)

"An act to amend the County Law, in relation to quarterly meetings of the board of supervisors of Livingston county." (No. 829, Int. No. 776.)

"An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Samuel H. Morgan and Adella Morgan and J. Fenton Olive against the State for damages alleged to have been sustained from the overflow of the Griffin Creek feeder to the Genesee Valley canal." (No. 482, Int. No. 472.)

"An act in relation to nominations for public office to be voted for at the village election of the village of Endicott, in the year nineteen hundred and twenty-one." (No. 719, Int. No. 681.)

"An act to authorize the board of education of union free school district number nine of the town of Hempstead, and the village of Freeport, or either of them, to acquire all or any part of the old cemetery known as the Freeport cemetery in the village of Freeport, adjoining property of the First Presbyterian church and the property of such district now used for high school purposes, for school purposes or for the establishment of a public park or for village purposes or for any or all of such purposes,

and to provide for the removal of remains in such cemetery and the reinterment thereof." (No. 644, Int. No. 610.)

"An act to provide for extending the boundaries of the city of Poughkeepsie by annexing thereto a part of the town of Poughkeepsie and to provide for the government of the annexed territory, for the payment of school and other bonded indebtedness and for the assessment and levy of taxes and submitting the act to the qualified voters of the annexed territory for approval." (No. 585, Int. No. 565.)

"An act to amend chapter six hundred and sixty-seven of the Laws of nineteen hundred and ten, entitled 'An act to amend, revise and consolidate the charter of the village of Ossining,' in relation to the compensation of officers and employees of the village of Ossining." (No. 642, Int. No. 608.)

"An act to amend the Banking Law, in relation to national bank becoming State bank." (No. 790, Int. No. 737.)

"An act to amend the Banking Law, in relation to the manner of declaring dividends upon shares of a savings and loan association." (No. 745, Int. No. 698.)

Mr. Gempler offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on railroads be discharged from the further consideration of the bill (No. 455, Int. No. 446) entitled "An act to amend the Railroad Law, in relation to operation of street cars in certain cities."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Gempler moved to amend as follows:

Line 11, after the word "except" cancel "at intersecting points" and substitute "to a car of an intersecting line".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Gempler, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 678, Int. No. 642) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to sec-

tion eight of article seven of the Constitution, in relation to a certain portion of the Erie canal," was read the second time.

On motion of Mr. Evans, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 68, Int. No. 68) entitled "An act to amend the Code of Criminal Procedure, in relation to peace officers," having been announced for a second reading,

On motion of Mr. Ullman, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 879, Int. No. 515) entitled "An act to amend the Surrogate Court Act, generally," was read the second time.

On motion of Mr. Duke, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 880, Int. No. 517) entitled "An act to amend the Justice Court Act, generally," was read the second time.

On motion of Mr. Duke, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 881, Int. No. 516) entitled "An act to amend the Civil Practice Act, generally," was read the second time.

On motion of Mr. Duke, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 753, Int. No. 706) entitled "An act giving power to the trustees of the village of Shoreham, Suffolk county, New York, to lease a portion of the buildings on the shore front in such village to the Shoreham Country Club, Incorporated, for a club house," having been announced for a second reading,

On motion of Mr. Downs, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 785, Int. No. 106) entitled "An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquor," having been announced for a second reading,

On motion of Mr. Gage, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 630, Int. No. 135) entitled "An act to amend

the General City Law, in relation to prohibiting cities of the first class from increasing during any calendar year the compensation of any of their employees after the same shall have been fixed by and in the budget for such calendar year," having been announced for a third reading,

On motion of Mr. Steinberg, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 788, Int. No. 618) entitled "An act to amend the Village Law, in relation to the retirement of policemen in certain counties," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McCleary	Sackett
Antin	Dickstein	Harrington	McDonald	Schwab
Aronson	Di Perro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McLoughlin	Smith C C
Bartholomew	Donohue	Hunter	McWhinney	Smith J C
Baum	Downs	Hutchinson	Mead	Smith M L
Betts	Druss	Jacobs	Merrigan	Smith T K
Blakely	Duke	Jager	Miller	Solomon
Bloch	Ellsworth	Jeffery	Moore J G	Soule
Blodgett	Evans	Jenks	Moore T C	Steinberg
Bly	Everett	Jesse	Moran	Stitt
Booth	Fenner	Judson	Morrissey	Taylor
Borkowski	Finch	Kelly	Moses	Trahan
Brady	Flynn	Kiernan	Mullen	Ullman
Brooks	Fox	Kirkland	Neary	VanWagenen
Brundage	Frerichs	Lattin	Nichols	Wackerman
Burchill	Gaffers	Leininger	O'Connor	Wallace
Campbell E C	Gage	Lewis	Orr	Walsh
Campbell W W	Galgano	Lieberman	Pette	Warren
Carroll	Gardner	Long	Porter	Webb
Caulfield	Gempler	Lord	Rayher	Westall
Cheney	Giaccone	Lown	Reiburn	Wheelock
Clayton	Gray	Lyzman	Reilly	Whitcomb
Cole	Greenwald	MacFarland	Reiss	Williams
Cosgrove	Hackenburg	Martin	Rice	Witter
Cowee	Hager	Mastick	Richford	Wright
Crews	Halpern	McArdle	Rowe	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 732, Int. No. 248) entitled "An act providing for the levy and collection of taxes and the creation of a sinking fund for the payment of the principal and interest of the Delaware avenue pavement bonds of the town of Tonawanda, Erie county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Perro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Betta	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	VanWagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock
Clayton	Greenwald	MacFarland	Reias	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Coogrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 728, Int. No. 358) entitled "An act to amend

the Inferior Criminal Courts Act of the City of New York, in relation to the taking of finger-prints of convicted persons," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Pirro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Betts	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jease	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	VanWagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock
Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Cosgrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Roosevelt	Wright
Crows	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 659, Int. No. 625) entitled "An act to amend the Workmen's Compensation Law, in relation to the definition of 'commission,' the method of distributing the State fund and investing the surplus or reserve thereof, and repealing certain sections of such law," was read the third time, having been printed

and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Pirro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Betts	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Ferichs	Lattin	Nichols	VanWagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock
Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Coagrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Brady offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on railroads be discharged from the further consideration of Senate bill (No. 157, Rec. No. 48) entitled "An act to extend for two years the 'time of Frontier Electric Railway Company to begin and finish the construction of its railroad."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Brady, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Brady, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Pirro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Betts	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	Van Wagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Whealock
Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Cosgrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 281, Int. No. 279) entitled "An act to extend for two years the time of Frontier Electric Railway Company to begin and finish the construction of its railroad," having been announced for a third reading,

On motion of Mr. Brady, said bill was laid aside, and ordered stricken from the calendar.

By unanimous consent, Mr. Cheney offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on banks be discharged from the further consideration of Senate bill (No. 55, Rec. No. 70) entitled "An act to amend the Banking Law, in relation to national banks acting in a fiduciary capacity."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Cheney, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Cheney, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Pirro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Betts	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	VanWagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock

Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Cosgrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 203, Int. No. 201) entitled "An act to amend the Banking Law, in relation to national banks acting in a fiduciary capacity," having been announced for a third reading,

On motion of Mr. Cheney, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 406, Int. No. 402) entitled "An act to amend the Railroad Law, in relation to railroad policemen," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McCleary	Sackett
Antin	Dickstein	Harrington	McDonald	Schwab
Aronson	Di Pirro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McLoughlin	Smith C C
Bartholomew	Donohue	Hunter	McWhinney	Smith J C
Baum	Downs	Hutchinson	Mead	Smith M L
Betta	Druss	Jacobs	Merrigan	Smith T K
Blakely	Duke	Jager	Miller	Solomon
Bloch	Ellsworth	Jeffery	Moore J G	Soule
Blodgett	Evans	Jenks	Moore T C	Steinberg
Bly	Everett	Jesse	Moran	Stitt
Booth	Fenner	Judson	Morrissey	Taylor
Borkowski	Finch	Kelly	Moses	Trahan
Brady	Flynn	Kiernan	Mullen	Ullman
Brooks	Fox	Kirkland	Neary	Van Wagenen
Brundage	Frerichs	Lattin	Nichols	Wackerman
Burchill	Gaffers	Leininger	O'Connor	Wallace
Campbell E C	Gage	Lewis	Orr	Walsh
Campbell W W	Galgano	Lieberman	Pette	Warren
Carroll	Gardner	Long	Porter	Webb

Caulfield	Gempler	Lord	Rayher	Westall
Cheney	Giaccone	Lown	Reiburn	Wheelock
Clayton	Gray	Lyman	Reilly	Whitcomb
Cole	Greenwald	MacFarland	Reiss	Williams
Coogrove	Hackenburg	Martin	Rice	Witter
Cowee	Hager	Mastick	Richford	Wright
Crews	Halpern	McArdle	Rowe	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Brady offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on labor and industries be discharged from the further consideration of Senate bill (No. 560, Rec. No. 66) entitled "An act in relation to labor, constituting chapter thirty-one of the Consolidated Laws."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Brady, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Brady, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 782, Int. No. 105) entitled "An act in relation to labor, constituting chapter thirty-one of the Consolidated Laws," having been announced for a third reading,

On motion of Mr. Brady, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 506, Int. No. 493) entitled "An act to amend the Insurance Law, in relation to taxation of foreign corporations and foreign insurers," having been announced for a third reading,

On motion of Mr. Gardner, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

By unanimous consent, Mr. Hunter offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on public education be discharged from the further consideration of Senate bill (No. 557, Rec. No. 60) entitled "An act to establish school district number seven in the town of Hornellsville, Steuben county, as a union free school district, and legalizing and validating the actions and proceedings of the board of education of the city of Hornellsville."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Hunter, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Hunter, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Perro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Betts	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	VanWagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walah
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock
Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburger	Martin	Rice	Williams
Cosgrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 433, Int. No. 424) entitled "An act to establish

school district number seven in the town of Hornellsville, Steuben county, as a union free school district, and legalizing and validating the actions and proceedings of the board of education of the city of Hornellsville," having been announced for a third reading,

On motion of Mr. Hunter, said bill was laid aside, and ordered stricken from the calendar.

By unanimous consent, Mr. Hutchinson offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of Senate bill (No. 138, Rec. No. 30) entitled "An act for the relief of the town of Ephratah, in the county of Fulton."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Hutchinson, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Hutchinson, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Perro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Betts	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Taylor
Booth	Finch	Kelly	Moses	Stitt
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman

Brooks	Frerichs	Lattin	Nichols	VanWagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock
Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Cosgrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 300, Int. No. 299) entitled "An act for the relief of the town of Ephratah, in the county of Fulton," having been announced for a third reading,

On motion of Mr. Hutchinson said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 211, Int. No. 209) entitled "An act to extend the time of Little Falls and Johnstown Railroad Company to begin and finish the construction of its road and put it in operation, and extending the corporate existence, powers, consents and franchises of the company," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McCleary	Sackett
Antia	Dickstein	Harrington	McDonald	Schwab
Aronson	Di Pirro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McLoughlin	Smith C C
Bartholomew	Donohue	Hunter	McWhinney	Smith J C
Baum	Downs	Hutchinson	Mead	Smith M L
Betts	Druss	Jacobs	Merrigan	Smith T K
Blakely	Duke	Jager	Miller	Solomon
Bloch	Ellsworth	Jeffery	Moore J G	Soule
Blodgett	Evans	Jenks	Moore T C	Steinberg

Bly	Everett	Jesse	Moran	Stitt
Booth	Fenner	Judson	Morrissey	Taylor
Borkowski	Finch	Kelly	Moses	Trahan
Brady	Flynn	Kiernan	Mullen	Ullman
Brooks	Fox	Kirkland	Neary	VanWagenen
Brundage	Frerichs	Lattin	Nichols	Wackerman
Burchill	Gaffers	Leininger	O'Connor	Wallace
Campbell E O	Gage	Lewis	Orr	Walsh
Campbell W W	Galvano	Lieberman	Pette	Warren
Carroll	Gardner	Long	Porter	Webb
Caulfield	Gempler	Lord	Rayher	Westall
Cheney	Giaccone	Lown	Reiburn	Wheelock
Clayton	Gray	Lyman	Reilly	Whitcomb
Cole	Greenwald	MacFarland	Reiss	Williams
Coogrove	Hackenburg	Martin	Rice	Witter
Cowee	Hager	Mastick	Richford	Wright
Crews	Halpern	McArdle	Rowe	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 144, Int. No. 144) entitled "An act to amend the Education Law, in relation to the use of school houses out of school hours by veteran organizations of the military, naval and marine service of the United States," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McCleary	Sackett
Antin	Dickstein	Harrington	McDonald	Schwab
Aronson	Di Pirro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McLoughlin	Smith C C
Bartholomew	Donohue	Hunter	McWhinney	Smith J C
Baum	Downs	Hutchinson	Mead	Smith M L
Betts	Druss	Jacobs	Merrigan	Smith T K
Blakely	Duke	Jager	Miller	Solomon
Bloch	Ellsworth	Jeffery	Moore J G	Soule
Blodgett	Evans	Jenks	Moore T C	Steinberg
Bly	Everett	Jesse	Moran	Stitt
Booth	Fenner	Judson	Morrissey	Taylor
Borkowski	Finch	Kelly	Moses	Trahan
Brady	Flynn	Kiernan	Mullen	Ullman
Brooks	Fox	Kirkland	Neary	VanWagenen
Brundage	Frerichs	Lattin	Nichols	Wackerman
Burchill	Gaffers	Leininger	O'Connor	Wallace

Campbell E C	Gage	Lewis	Orr	Walsh
Campbell W W	Galgano	Lieberman	Pette	Warren
Carroll	Gardner	Long	Porter	Webb
Caulfield	Gempler	Lord	Rayher	Westall
Cheney	Giaccone	Lown	Reiburn	Wheelock
Clayton	Gray	Lyman	Reilly	Whitcomb
Cole	Greenwald	MacFarland	Reiss	Williams
Cosgrove	Hackenburg	Martin	Rice	Witter
Cowee	Hager	Mastick	Richford	Wright
Crews	Halpern	McArdle	Rowe	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 731, Int. No. 606) entitled "An act to amend the Judiciary Law, in relation to adjournments of court, jurors and court attendants," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Hamill	McCleary	Sackett
Antin	Dickstein	Harrington	McDonald	Schwab
Aronson	Di Perro	Harris	McGinnies	Seaker
Bailey	Dobson	Hausner	McKee	Seelbach
Barnes	Doherty	Hawkins	McLoughlin	Smith C C
Bartholomew	Donohue	Hunter	McWhinney	Smith J C
Baum	Downs	Hutchinson	Mead	Smith M L
Betts	Druss	Jacobs	Merrigan	Smith T K
Blakely	Duke	Jager	Miller	Solomon
Bloch	Ellsworth	Jeffery	Moore J G	Soule
Blodgett	Evans	Jenks	Moore T C	Steinberg
Bly	Everett	Jesse	Moran	Stitt
Booth	Fenner	Judson	Morrissey	Taylor
Borkowski	Finch	Kelly	Moses	Trahan
Brady	Flynn	Kiernan	Mullen	Ullman
Brooks	Fox	Kirkland	Neary	VanWagoner
Brundage	Frerichs	Lattin	Nichols	Wackerman
Burchill	Gaffers	Leininger	O'Connor	Wallace
Campbell E C	Gage	Lewis	Orr	Walsh
Campbell W W	Galgano	Lieberman	Pette	Warren
Carroll	Gardner	Long	Porter	Webb
Caulfield	Gempler	Lord	Rayher	Westall
Cheney	Giaccone	Lown	Reiburn	Wheelock
Clayton	Gray	Lyman	Reilly	Whitcomb
Cole	Greenwald	MacFarland	Reiss	Williams
Cosgrove	Hackenburg	Martin	Rice	Witter
Cowee	Hager	Mastick	Richford	Wright
Crews	Halpern	McArdle	Rowe	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 345, Int. No. 344) entitled "An act to amend the Education Law, in relation to bonded indebtedness of school districts for certain purposes," having been announced for a third reading,

On motion of Mr. Porter, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 428, Rec. No. 46) entitled "An act to provide for indexing and re-indexing conveyances, mortgages and other instruments, relating to lands and liens thereon in the county of Richmond," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Pirro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Betts	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	Van Wagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempier	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock
Clayton	Greenwald	MacFarland	Reiss	Whitcomb

Cole	Hackenburg	Martin	Rice	Williams
Coogrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 205, Rec. No. 32) entitled "An act to amend the Greater New York charter, in relation to making more specific the powers of the commissioner of public welfare of the city of New York in the collection of money for the support of poor persons from relatives and the property or estate of such poor persons," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Pirro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Betts	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	VanWagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock
Clayton	Greenwald	MacFarland	Reiss	Whitcomb

Cole	Hackenburg	Martin	Rice	Williams
Cosgrove	Hager	Mastick	Richford	Witter
Cowes	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 86, Rec. No. 14) entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the payment of sewer assessments," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Pirro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Betts	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Taylor
Booth	Finch	Kelly	Moses	Stitt
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	VanWagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E O	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock

Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Cosgrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 136, Rec. No. 33) entitled "An act in relation to tax sales heretofore made by the treasurer of the county of Franklin," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Perro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Sealbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Betts	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	VanWagonen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock
Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Cosgrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 125, Rec. No. 34) entitled "An act to repeal chapter thirty-nine of the Laws of eighteen hundred and fifty-five, entitled 'An act to reduce the expenses of recording convelances of real estate, in the counties of Chautauqua, Saint Lawrence and Onondaga,'" was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Pirro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Betts	Duke	Jager	Miller	Smith T K
Blakely	Ellaworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	VanWagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempier	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock
Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Coe Grove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 154, Rec. No. 51) entitled "An act to amend the County Law, in relation to the powers of commissioners of fire districts outside of incorporated villages," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Pirro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Betts	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	VanWagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock
Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Cosgrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdie	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 87, Rec. No. 15) entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and

thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg," and the acts amending the same,' in relation to the fiscal year," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Pirro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Bettes	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	Van Wagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock
Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Cosgrove	Hager	Mastick	Richford	Witter
Cowes	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 418, Rec. No. 68) entitled "An act to amend chapter six hundred and sixty-eight of the Laws of nineteen hundred and seventeen, entitled 'An act to supplement the general

laws applicable to the government of the city of Binghamton, and to revise and consolidate the local laws relating thereto,' in relation to the clerk of the city court," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Pirro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Raum	Druss	Jacobs	Merrigan	Smith M L
Betts	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	VanWagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E O	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheeleck
Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Cosgrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 333, Rec. No. 74) entitled "An act to amend the Stock Corporation Law, in relation to issuing stock to employees," was read the third time, having been printed and

upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Pirro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith O C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Betts	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	VanWagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock
Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Coogrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the Assembly bill (No. 10, Senate Reprint No. 504, Int. No. 10) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to assessment of real

property," with a message that they have concurred in the passage of the same, with the following amendments:

Page 6, strike out lines 6, 7 and 8, and insert "shall be paid on or before the fifth day of May in each year and for county purposes shall be paid by the city, one-half on or before the [tenth] fifteenth day of [June] May and [one-] the other half on or before the [tenth] first day of October, and such payments shall be made to the county".

Mr. Blakely moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antia	Di Pirro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Bette	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowaki	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	VanWagenen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock
Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Coogrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate sent for concurrence the following entitled bill:

"An act in relation to nominations for public office to be voted for at the village election of the village of Endicott in the year nineteen hundred and twenty-one" (No. 445, Rec. No. 75), which was read the first time,

On motion of Mr. Whitcomb, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Whitcomb, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Pirro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Smith C C
Bartholomew	Downs	Hutchinson	Mead	Smith J C
Baum	Druss	Jacobs	Merrigan	Smith M L
Betts	Duke	Jager	Miller	Smith T K
Blakely	Ellsworth	Jeffery	Moore J G	Solomon
Bloch	Evans	Jenks	Moore T C	Soule
Blodgett	Everett	Jesse	Moran	Steinberg
Bly	Fenner	Judson	Morrissey	Stitt
Booth	Finch	Kelly	Moses	Taylor
Borkowski	Flynn	Kiernan	Mullen	Trahan
Brady	Fox	Kirkland	Neary	Ullman
Brooks	Frerichs	Lattin	Nichols	VanWagonen
Brundage	Gaffers	Leininger	O'Connor	Wackerman
Burchill	Gage	Lewis	Orr	Wallace
Campbell E C	Galgano	Lieberman	Pette	Walsh
Campbell W W	Gardner	Long	Porter	Warren
Carroll	Gempler	Lord	Rayher	Webb
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock
Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Cosgrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Roosevelt	Wright
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Caulfield offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the time for the making of a report by the joint legislative committee to examine the Election Law and other statutes relating to crimes respecting the elective franchise and corrupt practices at primaries and elections, as such committee is now constituted, which time was extended to March first, nineteen hundred and twenty-one, by joint resolution adopted January nineteenth, nineteen hundred and twenty-one, be hereby further extended to April first, nineteen hundred and twenty-one.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Halpern offered for the consideration of the House a resolution in relation to railroad fares for passenger service, which was laid upon the table under the rule.

Mr. Witter offered for the consideration of the House a resolution in relation to a joint legislative committee to examine the Farms and Markets Law and the Agricultural Law, which was laid upon the table under the rule.

Mr. Orr offered for the consideration of the House a resolution in relation to the employment of detective agencies in spying on labor organizations, which was laid upon the table under the rule.

Pursuant to notice, Mr. Reiburn called up his resolution in relation to the cancellation of foreign loans.

Debate was had.

On motion of Mr. Adler, said resolution was referred to the committee on ways and means.

Pursuant to notice, Mr. Crews called up his resolution in relation to the service on the Park avenue and Ocean avenue lines in the borough of Brooklyn.

Debate was had.

On motion of Mr. Adler, said resolution was referred to the committee on the judiciary.

Pursuant to notice, Mr. Wackerman called up his resolution in relation to the service on the Metropolitan avenue line in the borough of Brooklyn, which was referred to the committee on the judiciary.

Mr. Ullman: Mr. Speaker, this House is about to sustain a loss, but our loss shall be the Nation's gain.

I presume that we all are familiar with the fact that President Harding has selected our very amiable friend and associate, Colonel Theodore Roosevelt, and appointed him to the position of Assistant Secretary of the Navy.

Colonel Roosevelt is following closely in the footsteps of his most illustrious father who started his remarkable career as a member of this House way back in 1882. In 1897 he was appointed to the position of Assistant Secretary of the Navy, the same post his son now has the honor to be selected to fill.

Mr. Speaker, I trust that Colonel Roosevelt's career in the position of Assistant Secretary of the Navy will be marked with as many remarkable incidents as was that of his father.

We all recall that when the Spanish-American War broke out, Colonel Roosevelt announced he was determined to resign his office and raise a regiment of his own. Many of the administration circle in Washington felt that Colonel Roosevelt, due to the fact that he had so large a family to support, and was the father of six children, the eldest of whom at that time was Assemblyman Roosevelt, owed an obligation and a duty to his family to desist from enlisting, and it was urged that there were so many young men in the country who were read, eager and willing to make the necessary sacrifice, that he had no right to leave the burden upon his wife of the care, support and bringing up of that family.

At that time Colonel Roosevelt said — and his answer was a typical Roosevelt answer — “I have done as much as anybody to bring on this war, because I believed it must come, and the sooner the better, and now that the war is declared, I have no right to ask others to do the fighting and stay at home myself.”

Mr. Speaker, on behalf of the great East Side of New York, of which I have the honor to represent a district, which always loved and cherished President Roosevelt as it has learned to love and cherish his son, I desire to express the sentiments, deep in my heart, wishing Colonel Roosevelt a great career of continued usefulness to his country.

Colonel Roosevelt, the members of the House rejoice at your selection, and extend to you their very best wishes and hopes that you will continue in your usefulness to this State and to our Country. We all wish you God speed.

Mr. Donohue: Mr. Speaker, inasmuch as the Gentleman from New York wishes success, honor and glory to a member of this House who goes forth to occupy a position under the Federal government, as a resident of the East Side, let me say to the members of this Body that the well wishes of the city of New York are not confined exclusively to the East Side. On behalf of the West Side of the city of New York, I tender to Colonel Roosevelt the well wishes of everybody who is resident upon the west side of the Isle of Manhattan. But our glory and our gratification are not confined to the city of New York, be it constituted either of the East, or the West, or the Battery, or Harlem, but the well wishes of every citizen of the State of New York — yes, every citizen of the United States — is tendered to Colonel Roosevelt, in accepting the office of Assistant Secretary of the Navy.

Be it said to the credit and the glory of President Harding that he had sufficient foresight, that he had sufficient wisdom and sagacity to come to the Empire State of New York and select a son of a father who has shed honor, glory and lustre, not so much upon the city and the State of New York, or the United States of America, but whose name is blazoned in every known capital city throughout the entire world.

What glory and gratification I received some years ago, in 1912, when I stopped off at one of the islands of the Azores, and there saw upon a church a tablet erected to the father of our Assemblyman, *pro bono publico*. It was with a great deal of satisfaction that I felt that in that far distant clime they had recognized the father of our members as a faithful public servant; always for the public good.

I know, from the two years that Colonel Roosevelt has spent in this House, that when he goes to the city of Washington, there to be the Assistant Secretary of the Navy, that he will take with him ideas that are well founded; that he will take with him a judgment as to what the future Navy of the United States should be, and it will carry conviction to the Secretary of the Navy. And I know full well that the United States will occupy a position in naval affairs that will be second to none, if Colonel Roosevelt has his way, and I know that he will, because he is so firmly impressed with the glory of this country and the necessity of a large Navy that Secretary Denby will say it is absolutely necessary.

A few years ago when the call came for America to send her youth to do fighting for us, when there were certain exemptions allowed, Colonel Roosevelt, even though he was the father of a family who were dependent upon him in every sense that the law

implied, did not avail himself of that situation, but he went forth and saw hard, arduous, strenuous fighting on most of the battle-fields of Europe in which the American army was engaged, and to his credit and the glory of his country he acquitted himself honorably, so that he received citations from this government and some of the foreign governments.

While it will be our loss if he has to vacate his seat in this Chamber, we know that a greater sphere of activity is opening for him, and that the great United States will have his services. While we reluctantly part with him, we feel that when all the people have the benefit of his services, no matter with how much regret we may part with him, we can say to them, "We deliver to you a son of New York, a Member of the Assembly, who is following, so far, in the footsteps of an illustrious and an honorable father, and we hope and trust that some day, by dint of perseverance, by dint of the knowledge that we know he possess about governmental affairs, the pathway to the White House may not be closed to him, but that the people of the United States will recognize in him that he possesses the ability that is necessary for that great and honorable office.

To you, Colonel Roosevelt, on behalf of the Democratic Party — I make the matter somewhat political, because in this Body we are separated by politics — I wish you success. But the wish of every man in this Body is not a political wish, it is a wish that comes from the heart and not from the lip alone, and, if I could speak my heart, I wish you every success that can come to a citizen of the United States.

Mr. Adler: Mr. Speaker, I think I speak for every man about this circle when I say that it is a great pleasure and satisfaction to us all that the distinguished honor of the selection for Assistant Secretary of the Navy of the United States has fallen upon one of our members.

I am sure we will remember one whom we have come to know and to like during his service with us, and while he is performing that more distinguished and far reaching duty in Washington — though I am not sure that it is more important, or much more important, than what he has performed here — you will remember that he began his political career in this Body.

We who knew him here, and who grew to like him, and to love him, will now tender to him not only our best wishes for his success in his new and greater career, but also express to him the pleasure which we have had in serving with him here.

In saying what I have said, I believe that I speak for all of us around this circle, and I am sure that we all wish him God speed.

Mr. Roosevelt: Mr. Speaker, I am very much touched and very much surprised by what has just happened. It has taken me absolutely unaware. I can not tell you how much I appreciate it.

In the last two years the gentlemen sitting around me here have taught me many things. But above all else, what I shall carry away with me is the hope and belief that I have made many real, warm and lasting friendships, and I feel that I can now truly speak to all of you and say, "Friend," and mean it. In saying this, Charlie (addressing Mr. Donohue), I am again not saying Democrats or Republicans; just "Friends" to all of you.

It will always be my earnest endeavor to try to justify some of the fine things that you have said about me here to-night.

In closing, I want to thank you again, friends, and say that the latchstring in front of my house in Washington is always hanging out for every one of you.

Attention being called to an error in printing Assembly bill (No. 816, Int. No. 763) entitled "An act to amend chapter two hundred and fifty-one of the Laws of nineteen hundred and twenty, entitled 'An act to detach a portion of the village of Lawrence and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon,' in relation to providing for the payment of the owners of property detached of a proportionate share of existing village liability and indebtedness."

Ordered, That the State printer reprint said bill to correct errors.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *February 23, 1921.*

By Mr. Whitley:

Resolved (if the Assembly concur), That the time for the making of a report by the joint legislative committee to examine the Election Law and other statutes relating to crimes respecting the elective franchise and corrupt practices at primaries and elections, as such committee is now constituted, which committee was created pursuant to joint resolution of Senate and Assembly adopted April twenty-fourth, nineteen hundred and twenty, and which time was extended to March first, nineteen hundred and twenty-one, by joint resolution adopted January nineteenth, nineteen hundred and twenty-one, is hereby further extended to April first, nineteen hundred and twenty-one; and

Resolved, That the sum of two thousand dollars, or so much thereof as may be needed, be paid from moneys appropriated for contingent expenses of the Legislature for the expenses of such committee, incurred or to be incurred, in addition to other moneys available therefor, to be paid out on vouchers audited and approved as prescribed by law.

By order of the Senate,

ERNEST A. FAY,

Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Harrington	McDonald	Sackett
Antin	Di Pirro	Harris	McGinnies	Schwab
Aronson	Dobson	Hausner	McKee	Seaker
Bailey	Doherty	Hawkins	McLoughlin	Seelbach
Barnes	Donohue	Hunter	McWhinney	Slacer
Bartholomew	Downs	Hutchinson	Mead	Smith C C
Baum	Druss	Jacobs	Merrigan	Smith J C
Betts	Duke	Jager	Miller	Smith M L
Blakely	Ellsworth	Jeffery	Moore J G	Smith T K
Bloch	Evans	Jenks	Moore T C	Solomon
Blodgett	Everett	Jesse	Moran	Soule
Bly	Fenner	Judson	Morrissey	Steinberg
Booth	Finch	Kelly	Moses	Stitt
Borkowski	Flynn	Kiernan	Mullen	Taylor
Brady	Fox	Kirkland	Neary	Trahan
Brooks	Frerichs	Lattin	Nichols	Ullman
Brundage	Gaffers	Leininger	O'Connor	VanWagenen
Burchill	Gage	Lewis	Orr	Wackerman
Campbell E C	Galgano	Lieberman	Pette	Wallace
Campbell W W	Gardner	Long	Porter	Walsh
Carroll	Gempler	Lord	Rayher	Warren
Caulfield	Giaccone	Lown	Reiburn	Webb
Cheney	Gray	Lyman	Reilly	Westall
Clayton	Greenwald	MacFarland	Reiss	Wheelock
Cole	Hackenburg	Martin	Rice	Whitcomb
Coagrove	Hager	Mastick	Richford	Williams
Cowee	Halpern	McArdle	Roosevelt	Witter
Crews	Hamill	McCleary	Rowe	Zimmerman
Crowley				

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Chamberlain was excused on account of illness.

Mr. Yale was excused on account of illness in his family.

Mr. Beasley was excused on account of illness.

The privileges of the floor were extended to Hon. James McCumber.

On motion of Mr. Adler, the House adjourned.

TUESDAY, MARCH 1, 1921

The House met pursuant to adjournment.

Prayer by Rev. C. E. Torrance.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Penal Law, in relation to traffic on Sunday" (No. 401, Rec. No. 76), which was read the first time and referred to the committee on codes.

"An act repealing certain provisions of the Education Law, relative to the compensation and expenses of teachers attending institutes or conferences" (No. 314, Rec. No. 77), which was read the first time and referred to the committee on public education.

"An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the furnishing to parties of stenographic minutes of proceedings" (No. 586, Rec. No. 78), which was read the first time and referred to the committee on codes.

"An act to amend the Penal Law, in relation to violation of the Labor Law" (No. 556, Rec. No. 79), which was read the first time and referred to the committee on codes.

"An act to amend the Civil Practice Act, in relation to compensation of trustees" (No. 587, Rec. No. 80), which was read the first time and referred to the committee on codes.

"An act to amend the Education Law, relative to the apportionment of public moneys for the instruction of nonresident academic pupils" (No. 375, Rec. No. 81), which was read the first time and referred to the committee on public education.

"An act to amend the Surrogate Court Act, generally" (No. 122, Rec. No. 82), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Justice Court Act, generally" (No. 120, Rec. No. 83), which was read the first time and referred to the committee on the judiciary.

Mr. Aronson introduced a bill entitled "An act providing for the laying out, opening and improving of a public street on streets adjoining the southerly, easterly, westerly and northerly sides of the station building of the New York Central Railroad Company, between Forty-second street and Forty-fifth street in the vicinity of Park avenue, in the borough of Manhattan, city of New York" (Int. No. 980), which was read the first time and referred to the committee on affairs of cities.

Mr. Blakely introduced a bill entitled "An act to amend the Highway Law, in relation to the disposition of automobile registration fees in certain counties" (Int. No. 981), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Highway Law, in relation to the selection of a jury to determine the necessity of private roads, and the amount of all damages to be sustained by the opening thereof" (Int. No. 982), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Highway Law, in relation to county and State aid for construction, improvement and maintenance of connecting highways in villages and cities" (Int. No. 983), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to payment of taxes, on real and personal property" (Int. No. 984), which was read the first time and referred to the committee on affairs of cities.

Mr. Brady introduced a bill entitled "An act to amend the Penal Law, in relation to defacing, or recharging, rental storage batteries" (Int. No. 985), which was read the first time and referred to the committee on codes.

Also, "An act to amend the charter of the city of Buffalo, in relation to the power of the council to enact ordinances" (Int. No. 986), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Charles Flynn against the State for personal injuries alleged to have been sustained by him on or about the fifteenth day of February, nineteen hundred and nineteen, in ejecting a certain woman from the Assembly chamber while in the employ of the State as an assistant doorkeeper of the Assembly, and in the course of such employment, and to render judgment therefor" (Int. No. 987), which was read the first time and referred to the committee on claims.

Mr. Dickstein introduced a bill entitled "An act to amend the General Business Law, in relation to warehousemen, and making warehousemen liable for and requiring them to give a bond as security for the return, upon the surrender of warehouse receipt of the property received" (Int. No. 988), which was read the first time and referred to the committee on general laws.

Also, "An act to amend the Tenement-house Law, in relation to registration of name of agent of a tenement house and the definition of vagrancy" (Int. No. 989), which was read the first time and referred to the committee on affairs of cities.

Mr. Finch introduced a bill entitled "An act to authorize the city of Hudson to borrow money by the issue of bonds for the purpose of meeting temporary deficiencies" (Int. No. 990), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Mary Jane Simonds against the State for damages to her property, while serving as assistant matron of the New York State Training School for Girls, alleged to have been caused by fire through the wilful and negligent acts of inmates of such schools in the month of November, nineteen hundred and twenty (Int. No. 991), which was read the first time and referred to the committee on claims.

Mr. Gardner introduced a bill entitled "An act to amend the Insurance Law, in relation to the merger of fraternal benefit

societies" (Int. No. 992), which was read the first time and referred to the committee on insurance.

Mr. Gardner introduced a bill entitled "An act to amend the Insurance Law, in relation to deposit of securities" (Int. No. 993), which was read the first time and referred to the committee on insurance.

Also, "An act to amend the Insurance Law, in relation to limitation of expenses of domestic life insurance corporations" (Int. No. 994), which was read the first time and referred to the committee on insurance.

Mr. Halpern introduced a bill entitled "An act requiring the Long Island Railroad Company to demolish the pedestrian bridge at Atlantic avenue and One Hundred and Second street or Herald avenue in the borough of Queens, city of New York, and to provide at such point a crossing for pedestrians and vehicular traffic" (Int. No. 995), which was read the first time and referred to the committee on railroads.

Also, "An act requiring the Long Island Railroad Company to eliminate the grade crossing at Lefferts and Jamaica avenues in the borough of Queens, city of New York" (Int. No. 996), which was read the first time and referred to the committee on railroads.

Mr. Leininger introduced a bill entitled "An act to amend the General Business Law, in relation to books to be kept by garage keepers, motor vehicle paint, repair or machine shops and dealers in used motor vehicles" (Int. No. 997), which was read the first time and referred to the committee on general laws.

Mr. Martin introduced a bill entitled "An act to amend the Surrogate's Court Act in relation to the compensation of the surrogate's court stenographer of Oneida and Broome counties" (Int. No. 998), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Code of Civil Procedure, in relation to the compensation of the surrogate's court stenographer of Oneida county" (Int. No. 999), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Civil Service Law, in relation to removals, suspensions and reinstatements" (Int. No. 1000),

which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Education Law, in relation to compensation of librarian of the Supreme Court library at Utica, and abolishing the office of assistant librarian" (Int. No. 1001), which was read the first time and referred to the committee on public education.

Mr. Mead introduced a bill entitled "An act to amend the charter of the city of Port Jervis, in relation to maximum amount of annual city tax levy" (Int. No. 1002), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the charter of the city of Port Jervis, in relation to street improvements and payments therefor" (Int. No. 1003), which was read the first time and referred to the committee on affairs of cities.

Mr. T. C. Moore introduced a bill entitled "An act to amend the Educational Law, in relation to instruction in the use of the ballot and ballot box" (Int. No. 1004), which was read the first time and referred to the committee on public education.

Mr. O'Connor introduced a bill entitled "An act to amend the Greater New York charter, in relation to the method of acquiring title to real property for public purposes" (Int. No. 1005), which was read the first time and referred to the committee on affairs of cities.

Mr. Sackett introduced a bill entitled "An act to amend the County Law, in relation to compensation of supervisors in Ontario county" (Int. No. 1006), which was read the first time and referred to the committee on internal affairs.

Mr. Seaker introduced a bill entitled "An act making an appropriation for Michael Valente, a former attendant at the Saint Lawrence State Hospital, for the difference between his pay as soldier and the pay attaching to such position of attendant while he was in the active military service of the State and United States during the World War" (Int. No. 1007), which was read the first time and referred to the committee on ways and means.

Mr. Slacer introduced a bill entitled "An act to amend the Education Law in relation to the construction of buildings in a city having a population of more than four hundred thousand

but less than one million by the council of such city" (Int. No. 1008), which was read the first time and referred to the committee on affairs of cities.

Mr. C. C. Smith introduced a bill entitled "An act to provide for the acquisition and preservation of the historic tract or parcel of land known as Freeman farm on the Saratoga battlefield, situate in the town of Stillwater, in the county of Saratoga, and making an appropriation therefor" (Int. No. 1009), which was read the first time and referred to the committee on ways and means.

Mr. Steinberg introduced a bill entitled "An act to authorize the commissioners of the sinking fund of the city of New York to cancel and annul all taxes and water rents which are now a lien upon property of the New York Bible Society, a religious corporation, in the borough of Manhattan, city of New York" (Int. No. 1010), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Greater New York charter, in relation to the annual city budget" (No. 1011), which was read the first time and referred to the committee on affairs of cities.

Mr. Hutchinson introduced a bill entitled "An act to amend the Membership Corporations Law, in relation to acquisition of lands by certain agricultural corporations, by condemnation" (Int. No. 1012), which was read the first time and referred to the committee on the judiciary.

Mr. Westall introduced a bill entitled "An act to amend chapter one hundred and six of the Laws of nineteen hundred and six, entitled 'An act creating the office of police justice and assistant police justice, in the village of Port Chester, in the county of Westchester, and to provide for the raising annually an amount sufficient to pay the salaries of said officers,' in relation to the compensation of the police justice" (Int. No. 1013), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to confirm the acts of commissioners appointed to lay out, and assess damages upon the opening of a public highway in the town of New Castle, Westchester county; to legalize and confirm the acts and proceedings of David L. Barnum and Frank T. Bailey, as commissioners of highways of said town;

to authorize the town board of auditors of said town to audit the contracts in relation to the building of said highway, to authorize the said town to pay for the construction of said highway, and to raise money therefor" (Int. No. 1014), which was read the first time and referred to the committee on internal affairs.

Mr. Reilly introduced a bill entitled "An act to provide for the protection of the public by the construction of gates across certain streets intersected by the Gowanus canal, in the borough of Brooklyn, city of New York, and making an appropriation therefor" (Int. No. 1015), which was read the first time and referred to the committee on ways and means.

Mr. Sackett introduced a bill entitled "An act to amend chapter three hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to incorporate the city of Geneva, generally'" (Int. No. 1016), which was read the first time and referred to the committee on affairs of cities.

Mr. Blakely introduced a bill entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto, generally'" (Int. No. 1017), which was read the first time and referred to the committee on affairs of cities.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Highway Law, in relation to the amount which may be raised for the purchase or repairs of highway machinery." (No. 980, Int. No. 528.)

"An act to amend chapter nine hundred and two of the Laws of nineteen hundred and twenty, entitled 'An act to provide for a convention, representing the judiciary and the bar, to consider and adopt rules of civil practice, and making an appropriation therefor,' in relation to extending the time for filing the rules." (No. 1038, Int. No. 742.)

"An act to amend chapter five hundred and fifty-one of the Laws of nineteen hundred and nine, entitled 'An act creating a bureau of buildings in the city of Albany,' in relation to appeals." (No. 978, Int. No. 291.)

"An act to amend chapter two hundred and fifty-one of the Laws of nineteen hundred and twenty, entitled 'An act to detach a portion of the village of Lawrence and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon,' in relation to providing for the payment by the owners of property detached of a proportionate share of existing village liability and indebtedness." (No. 816, Int. No. 763.)

"An act to amend the Mechanicville city charter, in relation to the general municipal election and municipal primary." (No. 979, Int. No. 655.)

Mr. Gempler offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 297, Int. No. 296) entitled "An act to amend the Code of Civil Procedure, in relation to the taking of minutes in proceedings supplementary to execution."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Gempler moved to amend as follows:

Page 1, line 6, after the word "title" insert the following: "upon a judgment for not less than two hundred and fifty dollars".

Page 1, line 8, after the word "affidavit" strike out the rest of the line.

Page 1, line 9, strike out all of line 9.

Page 1, lines 8 and 9, insert in lieu of the matter thus stricken out the words "showing that fact".

Page 1, line 11, after the word "one" strike out the comma and insert in lieu thereof a semi-colon.

Page 1, line 11, after the semi-colon thus inserted strike out the rest of the line.

Page 2, line 1, strike out the words "where such affidavit is given".

Page 2, line 1, after the word "may" insert the word "there-upon".

Page 2, line 7, after the period insert the following: "A transcription of the minutes of such stenographer when duly

certified by him, may be used in court or judicial proceeding as though subscribed and sworn to by the judgment debtor, or other witness."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Gempler, said bill was ordered reprinted and recommitted to said committee.

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, February 28, 1921.

To the Assembly:

I return herewith, without my approval, Assembly bill (Int. No. 158, Printed No. 158) entitled "An act to amend the General Business Law, in relation to the sale of tickets of admission to theatres and places of amusement."

Theatre tickets are articles of commerce (People ex rel. Tyroler v. Warden of Prison, 157 N. Y. 116; Collister v. Hayman, 183 N. Y. 250; People ex rel. Fleischmann v. Caldwell, 168 N. Y. 671). Any attempt by the State, therefore, to regulate the price at which theatre tickets may be sold or re-sold, must be in the exercise of the police power. No ground for such exercise has been called to my attention. Although I stated on the oral argument before me that my impressions were against the constitutional validity of the bill and gave time for the filing of briefs, my attention has not been called to any ground upon which exercise of power can be supported and I am unable to discover any.

Justice Rosalsky in the case of Matter of Newman, 109 Misc. 622, decided that a municipal ordinance which provided for a license to engage in the business of selling tickets of admission to exhibitions or performances and forbidding a licensee to sell a ticket for any greater amount than fifty cents in excess of the regular established price was invalid. The reasons given by Justice Rosalsky in support of his conclusion are applicable to this bill and appear to me to be so cogent as to permit no other conclusion.

I am satisfied that this bill is unconstitutional and it is, therefore, disapproved.

(Signed) NATHAN L. MILLER.

On motion of Mr. Adler, said message together with said bill was ordered laid upon the table.

The bill (No. 542, Int. No. 75) entitled "An act to amend the Village Law, in relation to ordinances regulating the use and construction of electric light and power wiring," having been announced for a third reading,

On motion of Mr. Zimmerman, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

By unanimous consent, Mr. Gardner offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on taxation and retrenchment be discharged from the further consideration of Senate bill (No. 252, Rec. No. 49) entitled "An act to permit the Independence Insurance Company to apply to the State Tax Commission for revision and readjustment of taxes stated against it under section one hundred and eighty-seven of the Tax Law based on its reports for the years nineteen hundred and fourteen to nineteen hundred and seventeen, inclusive."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Gardner, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Gardner, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Pirro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg

Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	VanWagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempler	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Cosgrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 468, Int. No. 459) entitled "An act to permit the Independence Insurance Company to apply to the State Tax Commission for revision and readjustment of taxes stated against it under section one hundred and eighty-seven of the Tax Law based on its reports for the years nineteen hundred and fourteen to nineteen hundred and seventeen, inclusive," having been announced for a third reading,

On motion of Mr. Gardner, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 722, Int. No. 684) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel or annul all water rents or charges which are now a lien upon the property of the Congregation Sons of Israel and Talmud Torah Beth Israel, Incorporated, a religious corporation in the borough of Bronx, city of New York," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Pirro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	VanWagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempler	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Cosgrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 744, Int. No. 697) entitled "An act to amend the Highway Law, in relation to the construction of county roads in certain cities of the third class," having been announced for a third reading,

On motion of Mr. Cheney, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 726, Int. No. 688) entitled "An act to amend the Real Property Law and the Personal Property Law, in relation to the methods, grants and devises for educational purposes," having been announced for a third reading,

On motion of Mr. Donohue, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 764, Int. No. 717) entitled "An act extending the corporate existence of the Gorham Agricultural Society," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Pirro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	VanWagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempler	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Coogrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 156, Int. No. 156) entitled "An act to amend the Civil Service Law, in relation to retiring veterans and pensioning them," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Pirro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	Van Wagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E O	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempler	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Coogrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 62, Int. No. 62) entitled "An act to amend the Penal Law, in relation to punishment for grand larceny in first degree," having been announced for a third reading,

On motion of Mr. Ullman, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 69, Int. No. 69) entitled "An act to amend the Penal Law, in relation to contradictory statements under oath," having been announced for a third reading,

On motion of Mr. Ullman, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 11, Int. No. 11) entitled "An act to amend the Penal Law, in relation to punishment of robbery in the first degree," having been announced for a third reading,

On motion of Mr. Bloch, and by unanimous consent, said bill was ordered placed on the third reading calendar Monday next.

The bill (No. 634, Int. No. 600) entitled "An act to authorize the city of Newburgh to close portions of public streets in said city and to carry the same to the West Shore Railroad Company," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Pirro	Hausmer	McKee	Smith G C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	VanWagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempler	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Cosgrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 635, Int. No. 601) entitled "An act to amend chapter five hundred and ninety of the Laws of nineteen hundred and seventeen, entitled 'An act to provide a charter for the city of Newburgh,' in relation to wards," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Pirro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	Van Wageningen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempler	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Rickford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Coogrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 579, Int. No. 559) entitled "An act to amend the Conservation Law, in relation to dealers in raw furs and skins," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Perro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	Van Wagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempfer	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Cosgrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 376, Int. No. 373) entitled "An act to amend the Judiciary Law, in relation to salaries of confidential clerks to supreme court justices in the ninth judicial district," was read the third time having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Perro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	Van Wagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempler	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarlane	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Cosgrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Borkowski offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 164, Rec. No. 25) entitled "An act to authorize the city of Buffalo to issue bonds for the purpose of constructing, enlarging, extending, improving, altering, remodeling, repairing, rebuilding and equipping the library buildings of the Grosvenor library of the city of Buffalo."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Borkowski, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Borkowski, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Pirro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	VanWagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reifburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempier	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Coogrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 280, Int. No. 278) entitled "An act to authorize the city of Buffalo to issue bonds for the purpose of constructing, enlarging, extending, improving, altering, remodeling, repairing,

rebuilding and equipping the library buildings of the Grosvenor library of the city of Buffalo," having been announced for a third reading,

On motion of Mr. Borkowski, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 789, Int. No. 736) entitled "An act ratifying the purchase by the Commissioners of the Home of the City and Town of Newburgh of lands adjoining the premises owned by them," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Perro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	VanWagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempier	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Cogrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 478, Int. No. 468) entitled "An act to amend the Greater New York charter, in relation to Hunter College teachers' retirement board," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Perro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowaki	Finch	Kelly	Neary	VanWagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leiningner	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempler	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Cosgrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 620, Int. No. 592) entitled "An act to provide for the extension of the public highway in the borough of Richmond, known as Southfield boulevard, from Eltingville to Totten-ville, and apportioning the expense thereof," was read the third time, having been printed and upon the desks of the members in

its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Pirro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Donoherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	Van Wagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempler	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Cosgrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crows	Hamill	McCleary		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 595, Int. No. 567) entitled "An act to amend the Civil Service Law, in relation to retirement of office holders in the competitive class and reinstatement," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 1

Those who voted in the affirmative were:

Adler	Crowley	Harris	McDonald	Seaker
Antin	Dickstein	Hausner	McGinnies	Seelbach
Aronson	Di Perro	Hawkins	McKee	Smith C C
Bailey	Dobson	Henderson	McWhinney	Smith J C
Barnes	Doherty	Hunter	Mead	Smith M L
Bartholomew	Downs	Hutchinson	Marrigan	Smith T K
Baum	Druss	Jacobs	Miller	Solomon
Betts	Duke	Jager	Moore J G	Soule
Blakely	Ellsworth	Jeffery	Moore T C	Steinberg
Bloch	Evans	Jenks	Moran	Stitt
Blodgett	Everett	Jesse	Morrissey	Taylor
Bly	Fenner	Judson	Moses	Trahan
Booth	Finch	Kelly	Mullen	Ullman
Borkowski	Flynn	Kiernan	Neary	Van Wagenen
Brady	Fox	Kirkland	Nichols	Wackerman
Brooks	Frerichs	Lattin	Orr	Wallace
Brundage	Gaffers	Leininger	Pette	Walsh
Burchill	Gage	Lewis	Porter	Warren
Campbell E C	Galgano	Lieberman	Rayher	Webb
Campbell W W	Gardner	Long	Reiburn	Wells
Carroll	Gempler	Lord	Reilly	Westall
Caulfield	Giaccone	Lown	Reiss	Wheelock
Cheney	Gray	MacFarland	Rice	Whitcomb
Clayton	Greenwald	Martin	Richford	Williams
Cole	Hager	Mastick	Rowe	Witter
Cosgrove	Halpern	McArdle	Sackett	Wright
Cowee	Hamill	McCleary	Schwab	Zimmerman
Crews	Harrington			

In the negative:

Donohue

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 833, Int. No. 780) entitled "An act making an appropriation for new flues for the boilers at the Northern New York Institution for Deaf-Mutes at Malone," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Pirro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	Van Wagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempler	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Cosgrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Hutchinson offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of Senate bill (No. 137, Rec. No. 29) entitled "An act for the relief of the town of Bleecker, in the county of Fulton."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Hutchinson, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Hutchinson, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Pirro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	VanWagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walah
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempler	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Coogrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 877, Int. No. 300) entitled "An act for the relief of the town of Bleecker, in the county of Fulton," having been announced for a third reading,

On motion of Mr. Hutchinson, said bill was laid aside, and ordered stricken from the calendar.

By unanimous consent, Mr. E. C. Campbell offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of Senate bill (No. 337, Rec. No. 73) entitled "An act to amend the Domestic Relations Law, in relation to filing records kept by town and city clerks."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. E. C. Campbell, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. E. C. Campbell, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Pirro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	Van Wagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempier	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Cosgrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 531, Int. No. 514) entitled "An act to amend

the Domestic Relations Law, in relation to filing records kept by town and city clerks," having been announced for a third reading,

On motion of Mr. E. C. Campbell, said bill was laid aside, and ordered stricken from the the calendar.

By unanimous consent, Mr. Miller offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on agriculture be discharged from the further consideration of Senate bill (No. 386, Rec. No. 64) entitled "An act to amend the Agricultural Law, in relation to pure-bred domestic animals."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Miller, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Miller, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those voting in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Pirro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J G
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	VanWagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb

Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempler	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Cosgrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 570, Int. No. 550) entitled "An act to amend the Agricultural Law, in relation to pure bred domestic animals," having been announced for a third reading,

On motion of Mr. Miller, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 516, Int. No. 503) entitled "An act to amend the County Law, in relation to the power of the board of supervisors of Westchester county to charge for the keep of persons committed to the county jail for trial or examination," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those voting in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Perro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jease	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowaki	Finch	Kelly	Neary	Van Wagenen
Brady	Flynn	Kiernan	Nichols	Wackerman

Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E O	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempler	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Cosgrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 837, Int. No. 784) entitled "An act to amend the Decedent Estate Law, in relation to distribution of personal property," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those voting in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Perro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	VanWagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E O	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gempler	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams

Cole	Greenwald	Martin	Rowe	Witter
Cosgrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered. That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 651, Int. No. 617) entitled "An act to amend the Judiciary Law, providing for the appointment of a general clerk to the justices of the Supreme Court in the first judicial district, and prescribing the duties of such clerk," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those voting in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Perro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McWhinney	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	VanWagenen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reiss	Westall
Caulfield	Gempler	Lord	Rice	Wheelock
Cheney	Giaccone	Lown	Richford	Whitcomb
Clayton	Gray	MacFarland	Roosevelt	Williams
Cole	Greenwald	Martin	Rowe	Witter
Cosgrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 621, Int. No. 593) entitled "An act to amend the Town Law, in relation to the collection and disposition of garbage and ashes," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those voting in the affirmative were:

Adler	Crowley	Harrington	McDonald	Seaker
Antin	Dickstein	Harris	McGinnies	Seelbach
Aronson	Di Ferro	Hausner	McKee	Smith C C
Bailey	Dobson	Hawkins	McLoughlin	Smith J C
Barnes	Doherty	Henderson	Mead	Smith M L
Bartholomew	Donohue	Hunter	Merrigan	Smith T K
Baum	Downs	Hutchinson	Miller	Solomon
Betts	Druss	Jacobs	Moore J G	Soule
Blakely	Duke	Jager	Moore T C	Steinberg
Bloch	Ellsworth	Jeffery	Moran	Stitt
Blodgett	Evans	Jenks	Morrissey	Taylor
Bly	Everett	Jesse	Moses	Trahan
Booth	Fenner	Judson	Mullen	Ullman
Borkowski	Finch	Kelly	Neary	Van Wageningen
Brady	Flynn	Kiernan	Nichols	Wackerman
Brooks	Fox	Kirkland	Orr	Wallace
Brundage	Frerichs	Lattin	Pette	Walsh
Burchill	Gaffers	Leininger	Porter	Warren
Campbell E C	Gage	Lewis	Rayher	Webb
Campbell W W	Galgano	Lieberman	Reiburn	Wells
Carroll	Gardner	Long	Reilly	Westall
Caulfield	Gemplar	Lord	Reiss	Wheelock
Cheney	Giaccone	Lown	Rice	Whitcomb
Clayton	Gray	MacFarland	Richford	Williams
Cole	Greenwald	Martin	Rowe	Witter
Cosgrove	Hager	Mastick	Sackett	Wright
Cowee	Halpern	McArdle	Schwab	Zimmerman
Crews	Hamill	McCleary		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 61, Int. No. 61) entitled, "An act to amend the Penal Law, in relation to punishment of robbery in third degree," having been announced for a third reading,

On motion of Mr. Ullman, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 58, Int. No. 58), entitled "An act to amend the Penal Law, in relation to punishment for grand larceny in second degree," having been announced for a third reading,

On motion of Mr. Ullman, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 918, Int. No. 325) entitled "An act to promote the health and efficiency of firemen in cities of the State," was read the second time.

On motion of Mr. Blakely, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 919, Int. No. 186), entitled "An act to repeal chapter six of the Laws of nineteen hundred and two, entitled 'An act to provide for the appointment of an assistant district attorney in Saratoga county,' relating to the duties of such assistant district attorney and the employment of a stenographer," was read the second time.

On motion of Mr. C. C. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 920, Int. No. 316) entitled "An act to amend the Civil Service Law, in relation to retiring Civil War veterans and pensioning them," was read the second time.

On motion of Mr. C. C. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 921, Int. No. 66) entitled "An act to amend the Penal Law, in relation to punishment for assault in the first degree," was read the second time.

On motion of Mr. Ullman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 922, Int. No. 65) entitled "An act to amend the Penal Law, in relation to buying or receiving stolen or wrongfully acquired property," was read the second time.

On motion of Mr. Ullman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 983, Int. No. 107) entitled "An act to amend the Penal Law, in relation to intoxicating liquor, repealing the Liquor Tax Law and the City Local Option Law, and providing

for completing the unfinished business of the State Excise Department," having been announced for a second reading,

On motion of Mr. Gage, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 982, Int. No. 574) entitled "An act to amend the Education Law, relating to equalization of school taxes within joint districts," was read the second time.

On motion of Mr. Long, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 935, Int. No. 426) entitled "An act to provide for indexing and re-indexing conveyances, mortgages and other instruments, relating to lands and liens thereon in the county of Richmond," having been announced for a second reading,

On motion of Mr. Frerichs, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 934, Int. No. 429) entitled "An act to amend the Tax Law, in relation to reorganizing the State Tax Commission and defining its powers and duties and transferring thereto certain powers, duties and jurisdiction of the Comptroller and Secretary of State," having been announced for a second reading,

On motion of Mr. Judson, and by unanimous consent, said bill was ordered placed on the second reading calendar for Thursday next.

The bill (No. 933, Int. No. 286) entitled "An act to amend the Conservation Law, in relation to the taking and possessing of deer in Greene county," was read the second time.

On motion of Mr. Jacobs, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 932, Int. No. 557) entitled "An act to amend the Conservation Law, in relation to pickerel," was read the second time.

On motion of Mr. Brundage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 931, Int. No. 594) entitled "An act to amend the Town Law, in relation to the maintenance of the sewer system in sewer districts," was read the second time.

On motion of Mr. T. C. Moore, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 923, Int. No. 63) entitled "An act to amend the Penal Law, in relation to bribery of baseball players," was the second time.

On motion of Mr. Ullman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 924, Int. No. 60) entitled "An act to amend the Penal Law, in relation to punishment of robbery in second degree," was read the second time.

On motion of Mr. Merrigan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 925, Int. No. 64) entitled "An act to amend the Penal Law, in relation to punishment for burglary," was read the second time.

On motion of Mr. Ullman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 926, Int. No. 562) entitled "An act to amend the Prison Law, in relation to compensation of prisoners," was read the second time.

On motion of Mr. Ullman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 927, Int. No. 413) entitled "An act to amend the Penal Law, in relation to bribery of baseball players," was read the second time.

On motion of Mr. Merrigan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 981, Int. No. 108) entitled "An act to amend the Civil Rights Law, in relation to the recovery of damages suffered by reason of selling or giving away intoxicating liquor," having been announced for a second reading,

On motion of Mr. Gage, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 977, Int. No. 622) entitled "An act to amend the Greater New York charter, in relation to aldermanic districts, the division of the city into the same, and the boundaries thereof and to districts for home rule and local improvements," having been announced.

Debate was had.

On motion of Mr. Jesse, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of second reading.

The following resolutions introduced February 28th, and laid upon the table under the rule, were read:

By Mr. Witter:

Resolved (if the Senate concur), That a joint committee of the Senate and Assembly be hereby created to consist of two members of the Senate, to be designated by the Temporary President of the Senate, and three members of the Assembly, to be designated by the Speaker of the Assembly, to make a thorough examination of the Farms and Markets Law, the Agricultural Law and other laws relating to the production, distribution and marketing of farm products and to recommend needed changes or amendments; to inquire into the administration of such laws by the Department of Farms and Markets, and to make a survey of the organization of the Department of Farms and Markets, with a view of recommending such changes in the organization, by legislation or otherwise as will tend to greater efficiency and economy in such administration.

Resolved, That such committee be hereby authorized and directed to choose from its members a chairman and a vice-chairman; may employ counsel and such other assistants as it deems necessary for the prosecution of its work; may sit anywhere within the State; may take and hear proofs and testimony, subpoena witnesses and compel the production of books, records, papers and documents, and otherwise have all the powers of a legislative committee as provided by the Legislative Law.

Resolved, That such committee shall report to the Legislature on or before February fifteenth, nineteen hundred and twenty-two, and shall accompany such report with such bills as it may deem proper for remedial legislation.

Resolved, That the sum of fifteen thousand dollars (\$15,000), or so much thereof as may be needed, shall be paid for the expenses of such committee from the contingent fund of the Legislature, upon vouchers audited and approved as prescribed by law.

which was referred to the committee on ways and means.

By Mr. Orr:

Whereas, Recent disclosures have been made to the effect that so-called private detective agencies are and have been engaged in the practice of sending their representatives into labor organizations and places of work for the purpose of spying on such labor

organizations and of individuals and fomenting industrial strife, and for the purpose of discrediting and destroying such labor organizations; and

Whereas, The aforementioned practices constitute a menace not only to the integrity of the labor organizations seeking to improve the working conditions and raise the standards of living of the workers, but sow the seeds of unfounded mutual suspicion in industry, create artificial antagonisms, and in a multiplicity of other ways produce anti-social results, and

Whereas, It is in the interests of the people of this Commonwealth to know the extent and character of this labor espionage so that such steps may be taken as will enable the Legislature to adequately cope with this evil; now therefore, be it

Resolved (if the Senate concur), That a joint legislative committee is hereby constituted to consist of three Assemblymen and two Senators to be appointed by the Speaker of the Assembly and the President of the Senate, respectively, with full authority to investigate the aforementioned practices and conditions and to report to the Legislature and to the Governor with such findings and recommendations as in its judgment may be required; and be it further

Resolved, That such committee is hereby authorized to sit anywhere in this State, to employ the necessary help, to take testimony, subpoena witnesses and compel the production of books, documents and papers, and otherwise have all the powers of a legislative committee; and be it further

Resolved, That such committee shall make its report not later than the first day of the sessions of the Legislature of this State, in the year 1922, and be it further

Resolved, That the expenses of such committee, not exceeding \$25,000, be payable from the contingent fund of the Legislature upon the certification of the chairman of such committee.

which was referred to the committee on ways and means.

By Mr. Halpern:

Whereas, The Interstate Commerce Commission has recently ratified and permitted a schedule of railroad fares for passenger service on the various lines of the country which fares constitute an unprecedented rise in passenger rates; and

Whereas, The allowance of such unfair rates has already reacted in an extensive limitation of commercial traveling, the consequent curtailment of orders and general damage to the business of the country; and

Whereas, Such results are due to the inability of business houses and their traveling salesmen to pay the exorbitant fares charged by the railroad companies.

Resolved (if the Senate concur), That the representatives of the State in the Congress be urgently requested to secure the passage of such Federal legislation as will compel a fair adjustment of rates by the operating companies.

Resolved, That a copy of this resolution be forwarded by the Secretary of State to each representative in the Congress.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

The Senate returned the bill (No. 307, Int. No. 306) entitled "An act to amend the Town Law, in relation to police."

Also, the bill (No. 197, Int. No. 32) entitled "An act to amend the Penal Law, in relation to unauthorized wearing of badge or button of the American Legion or the Military Order of the World War."

Also, the bill (No. 781, Int. No. 287) entitled "An act to amend the Partnership Law, in relation to payment of wages by receivers," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Assembly bill (No. 10, Senate Reprint No. 504, Int. No. 10) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to assessment of real property."

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Yonkers.

On motion of Mr. Adler, the House adjourned.

WEDNESDAY, MARCH 2, 1921

The House met pursuant to adjournment.

Prayer by Rev. Thos. R. Good, Schenectady.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Pursuant to notice, Mr. Adler moved to amend the second paragraph of subdivision 4 of Rule 6 to read as follows:

"No private or local bill shall be introduced after the seventh day of March, except by message from the Senate."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate sent for concurrence the following entitled bill:

"An act authorizing the board of trustees of the village of Bath, Steuben county, to use certain moneys, the proceeds of the sale of village hall bonds now held in a fund known as the village hall fund, for the payment of bonds issued for the purchase of a municipal gas plant and providing for the levy and collection of taxes for the payment of the balance of such bonds and to reimburse such village hall fund" (No. 266, Rec. No. 84), which was read the first time and referred to the committee on affairs of villages.

Mr. Antin introduced a bill entitled "An act to amend the Greater New York charter, repealing section eleven hundred and thirty-a thereof, relating to the college officials' and professors' retirement fund, and inserting in its place a new section eleven hundred and thirty-a, in relation to the retirement fund of The College of the City of New York" (Int. No. 1018), which was read the first time and referred to the committee on affairs of cities.

Mr. Aronson introduced a bill entitled "An act to amend the Greater New York charter, in relation to the registration of architects, builders and other persons undertaking or supervising building construction" (Int. No. 1019), which was read the first time and referred to the committee on affairs of cities.

Mr. Bailey introduced a bill entitled "An act to amend the Conservation Law, in relation to restriction of use of decoys in aid of taking water fowl" (Int. No. 1020), which was read the first time and referred to the committee on conservation.

Also, "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Walter L. Stilwell, George G. Gerard and Edna A. Brush against the State for damages alleged to have been sustained while being forced to aid the police of the city of New York in the capture of escaped criminals, and to render judgment therefor" (Int. No. 1021),

which was read the first time and referred to the committee on claims.

Mr. Betts introduced a bill entitled "An act to amend the charter of the village of Lyons, in relation to terms of village offices" (Int. No. 1022), which was read the first time and referred to the committee on affairs of villages.

Mr. E. C. Campbell introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for money expended by it for additional labor and overtime work under a contract for the erection and completion of the poultry building at the State Fair grounds near Syracuse, New York" (Int. No. 1023), which was read the first time and referred to the committee on claims.

Also, "An act making an appropriation for the purchase of lands adjoining the site of the New York State College for Teachers" (Int. No. 1024), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Executive Law, in relation to the publication of notices" (Int. No. 1025), which was read the first time and referred to the committee on ways and means.

Mr. Cosgrove introduced a bill entitled "An act to amend the Public Health Law, in relation to prohibiting the entrance into the city of New York of any person or persons, from Hoffman Island or Swinburn Island, without a written certificate from the health officer, in charge of Hoffman Island or Swinburn Island" (Int. No. 1026), which was read the first time and referred to the committee on public health.

Mr. Duke introduced a bill entitled "An act to amend the Tax Law, in relation to charitable exemptions" (Int. No. 1027), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Fenner introduced a bill entitled "An act to amend the Ithaca city charter, in relation to collection of city tax" (Int. No. 1028), which was read the first time and referred to the committee on affairs of cities.

Mr. Flynn introduced a bill entitled "An act to amend the General City Law, in relation to fees to be charged in the city

of New York for plates or signs for licensed plumbers" (Int. No. 1029), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the County Law, in relation to compensation of certain county judges" (Int. No. 1030), which was read the first time and referred to the committee on internal affairs.

Mr. Moses introduced a bill entitled "An act to provide for indexing and reindexing conveyances, mortgages and other instruments relating to lands and liens thereon in certain counties of the State" (Int. No. 1031), which was read the first time and referred to the committee on the judiciary.

Mr. Neary introduced a bill entitled "An act to amend the Tenement House Law, in relation to the definition of a tenement" (Int. No. 1032), which was read the first time and referred to the committee on affairs of cities.

Mr. O'Connor introduced a bill entitled "An act to amend the Greater New York charter, in relation to the annual salaries of the mayor, the comptroller, the president, vice-president, chairman of the finance committee, majority and minority leaders of the board of aldermen, and the aldermen" (Int. No. 1033), which was read the first time and referred to the committee on affairs of cities.

Mr. Schwab introduced a bill entitled "An act to amend the Railroad Law, in relation to the relocation of tracks by street railroad corporations operating in cities of the first class" (Int. No. 1034), which was read the first time and referred to the committee on railroads.

Mr. Steinberg introduced a bill entitled "Concurrent resolution of the Assembly and Senate proposing to amend article ten of the Constitution, in relation to the counties embraced within the city of New York" (Int. No. 1035), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Greater New York charter, in relation to payment of retirement allowance to a person for whom a position or employment is provided by any other statute" (Int. No. 1036), which was read the first time and referred to the committee on affairs of cities.

Mr. Walsh introduced a bill entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the jurisdiction of the court of special sessions" (Int. No. 1037), which was read the first time and referred to the committee on codes.

Mr. Webb, by request, introduced a bill entitled "An act to authorize the town board of the town of Pine Plains, in the county of Dutchess, to establish fire limits for the hamlet of Pine Plains, in such town, and provide for the adoption and enforcement of an ordinance therefor" (Int. No. 1038), which was read the first time and referred to the committee on internal affairs.

Mr. Williams introduced a bill entitled "An act providing for the erection of a State armory in the city of Rome, the acquisition of a site therefor, and making an appropriation for building said armory" (Int. No. 1039), which was read the first time and referred to the committee on ways and means.

Mr. Hamill introduced a bill entitled "An act to amend the Civil Service Law, in relation to physical examinations of persons who were in the Federal service during the World War" (Int. No. 1040), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Public Health Law, in relation to the protection of the potable waters of the city of New York in the Croton and Esopus watershed, and the protection of public health by railroad companies" (Int. No. 1041), which was read the first time and referred to the committee on public health.

Mr. Kelly introduced a bill entitled "An act to amend the General Business Law, in relation to bond to be filed by owners of theatrical companies sent out of the State" (Int. No. 1042), which was read the first time and referred to the committee on the judiciary.

Mr. Lattin introduced a bill entitled "An act to amend the Domestic Relations Law, in relation to marriage records" (Int. No. 1043), which was read the first time and referred to the committee on the judiciary.

Mr. McArdle introduced a bill entitled "An act to amend the Stock Corporation Law, by excluding business corporations owning the majority of the capital stock of one or more street railroad

corporations from the privilege of reorganization under section nine thereof" (Int. No. 1044), which was read the first time and referred to the committee on the judiciary.

Mr. Antin, by request, introduced a bill entitled "An act to amend the Greater New York charter, in relation to the classification of positions in the civil service of the city of New York" (Int. No. 1045), which was read the first time and referred to the committee on affairs of cities.

Mr. Downs introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to the jurisdiction of the county court of Suffolk county" (Int. No. 1046), which was read the first time and referred to the committee on codes.

Mr. T. C. Moore introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section six of article three of the Constitution, in relation to compensation and mileage of members of the Legislature" (Int. No. 1047), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend chapter five hundred and fifty-nine of the Laws of nineteen hundred and ten, entitled 'An act to provide a charter for the city of New Rochelle,' generally" (Int. No. 1048), which was read the first time and referred to the committee on affairs of cities.

Mr. Wells introduced a bill entitled "An act to amend the New York City Municipal Court Code, in relation to marshals". (Int. No. 1049), which was read the first time and referred to the committee on codes.

Mr. Chamberlin introduced a bill entitled "An act to amend the revised charter of the city of Syracuse, in relation to the boundary of such city and of the tenth and thirteenth wards thereof" (Int. No. 1050), which was read the first time and referred to the committee on affairs of cities.

Also "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,' generally" (Int. No. 1051), which was read the first time and referred to the committee on affairs of cities.

Mr. Dobson introduced a bill entitled "An act to repeal section three hundred and sixteen of the Village Law, relating to the compensation of president and trustees in certain villages" (Int. No. 1052), which was read the first time and referred to the committee on affairs of villages.

Mr. Pette introduced a bill entitled "An act to amend the Military Law, in relation to compensation and salary increases of State and municipal employees absent in military or naval service, and making an appropriation therefor" (Int. No. 1053), which was read the first time and referred to the committee on ways and means.

Mr. Cheney introduced a bill entitled "An act to amend the Banking Law, in relation to investments of savings banks" (Int. No. 1054), which was read the first time and referred to the committee on banks.

Also, "An act to amend the Banking Law, in relation to powers of banks, trust companies and investment companies" (Int. No. 1055), which was read the first time and referred to the committee on banks.

Mr. McGinnies, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Witter (No. 973, Int. No. 895), entitled "An act providing for the distribution of certain moneys, or portions thereof, remaining in the hands of the treasurers of different counties of the State, which was distributed to such counties under the appropriation made by chapter one of the Laws of nineteen hundred and twenty," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McGinnies, Seaker, Lord, Fenner, Yale, Mead, Hutchinson, Moore, T. C., Roosevelt, Leiningr.

which report was agreed to and said bill was placed on the order of second reading.

Mr. McGinnies, from the committee on ways and means, to which was referred Senate bill introduced by Mr. Ferris (No. 308, Rec. No. 40), entitled "An act to amend the Education Law, in relation to taxing lands of the State for school purposes in certain towns," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McGinnies, Seaker, Lord, Fenner, Yale, Mead, Hutchinson, Moore, T. C., Roosevelt, Leininger.

Also, Senate bill introduced by Mr. Lusk (No. 332, Rec. No. 45), entitled "An act to amend an act, entitled 'An act authorizing the Commissioners of the Land Office to convey to the city of Cortland all the right, title and interest of the State of New York in and to the whole or any portion of the site of the State Normal and Training School in such city,' by authorizing the conveyance of some portion thereof to the county of Cortland," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McGinnies, Seaker, Lord, Fenner, Yale, Mead, Hutchinson, Moore, T. C., Roosevelt, Leininger.

which report was agreed to, and said bill placed on the order of second reading.

Also, Senate bill introduced by Mr. Lusk (No. 420, Rec. No. 44) entitled "An act to amend chapter four hundred and fourteen of the Laws of nineteen hundred and eighteen, entitled 'An act to create a State commission to inquire into the subject of retirement pensions, allowances and annuities for State and municipal officers and employees, and making an appropriation therefor,' in relation to report by such commission," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McGinnies, Seaker, Lord, Fenner, Yale, Mead, Hutchinson, Moore, T. C., Roosevelt, Leininger.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Adler (No. 274, Int. No. 272) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article six of the Constitution, in relation to compensation of judges and associate judges of the Court of Appeals," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Stitt, Ullman, Smith, T. K., Westfall, Moran, Barnes, Bloch, McKee.

In the negative: Mr. Everett.

Also, Assembly bill introduced by Mr. Gardner (No. 857, Int. No. 804) entitled "An act to authorize the Comptroller of the State to hear and determine the application of Joseph A. Daughton, as trustee of a trust fund created under the will of John Welspiel, deceased, for the redemption from the tax sale made by the Comptroller in nineteen hundred and fifteen of one acre of land in the town of Plattekill, Ulster county, assessed to Sarah Schoonmaker and described and bounded north and south by lands of E. L. Schoonmaker, east by the highway and west by the Central New England railroad," reported in favor of the passage of the same without amendments

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Everett, Stitt, Ullman, Westall, Moran, Barnes, Bloch, McKee.

Also, Assembly bill introduced by Mr. Downs (No. 947, Int. No. 869) entitled "An act to amend the Real Property Law, in relation to the filing of maps in Suffolk county," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Everett, Stitt, Westall, Barnes, Bloch.

Also, Assembly bill introduced by Mr. Bloch (No. 884, Int. No. 826) entitled "An act to incorporate the Heckscher Foundation for Children," reported in favor of the passage of the same without amendemnt.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Everett, Stitt, Ullman, Smith, T. K., Westall, Moran, Barnes, Bloch, McKee.

Also, Assembly bill introduced by Mr. Zimmerman (No. 930, Int. No. 77) entitled "An act to amend the Judiciary Law, in relation to the designation of a daily law journal by justices of the Supreme Court in the eighth judicial district," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Everett, Ullman, Smith, T. K., Westall, Moran, Barnes, Bloch, McKee.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Adler (No. 778, Int. No. 732) entitled "An act authorizing designated authorities in behalf of the State of New York to enter into an agreement or compact with designated authorities of the State of New Jersey for the creation of the 'Port of New York District,' the establishment of 'The Port of New York Authority,' and the defining of the powers and duties of such authority," reported in favor of the passage of the same with the following amendments:

Page 11, line 1, after the word "ten" insert a ",."

Page 13, line 7, after "twenty" strike out the word "one" and insert in place thereof the word "three".

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Everett, Stitt, Ullman, Smith, T. K., Westall, Moran, Barnes, Bloch, McKee.

which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Senate bill introduced by Mr. Whitley (No. 156, Rec. No. 53) entitled "An act to amend the Election Law, in relation to first nominations by a new political party," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Ullman, Smith, T. K., Westall, Moran, Barnes, Bloch, McKee.

In the negative: Mr. Everett.

Also, Senate bill introduced by Mr. Meyer (No. 162, Rec. No. 69) entitled "An act to broaden the corporate purposes of the New York Association for Improving the Condition of the Poor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Everett, Stitt, Westall, Barnes, McKee.
which report was agreed to, and said bills placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Brady (No. 201, Int. No. 199), entitled "An act to amend the Penal Law, in relation to violation of the Labor Law," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Zimmerman, Hawkins, Cole, Harrington, Carroll, Fox, Evans.

In the negative: Messrs. Carroll, Campbell, W. W., Flynn, Dickstein, Henderson.

Also, Assembly bill introduced by Mr. Neary (No. 312, Int. No. 311), entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the filing of affidavits in certain cases," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Zimmerman, Hawkins, Cole, Harrington, Carroll, Fox, Evans, Campbell, W. W., Flynn, Dickstein.

Also, Assembly bill introduced by Mr. T. C. Moore (No. 914, Int. No. 865), entitled "An act to amend the Penal Law, in relation to the unlawful use of the device of arms of the State," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Zimmerman, Hawkins, Cole, Carroll, Fox, Evans, Campbell, W. W., Henderson.

Also, Assembly bill introduced by Mr. Lord (No. 92, Int. No. 92), entitled "An act to amend the Code of Civil Procedure, in relation to payments of distributive shares and legacies to infants," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Zimmerman, Hawkins, Cole, Carroll, Fox, Evans, Campbell, W. W., Henderson.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. T. C. Moore (No. 52, Int. No. 52), entitled "An act to amend the Penal Code, in relation to the prohibition of the use on vehicles of the device of arms of the State and other representations," reported in favor of the passage of the same with the following amendments:

Page 1, line 5, after "and" insert "other", strike out "City" and after "seals" insert "and insigna".

Line 6, strike out all after "hibited."

Strike out all of line 7.

Line 8, strike out "State or an official thereof any", insert "A person who shall use any seals, device of arms. Strike out "repre-".

Line 9, strike out "senting the devise of arms," insert "the United States, this State" after "of", strike out "State" and after "or" insert "political subdivision thereof. Strike out rest of line.

Page 2, strike out lines 1, 2, 3, 4 and insert in place thereof "on any vehicle not owned or used by the United States, this State or by such political subdivision thereof which such seal, device of arms, sign, lettering or insignia represents, is guilty of a misdemeanor."

"§ 2. This act shall take effect immediately."

Those who voted in the affirmative were: Messrs. Duke, Jenks, Zimmerman, Hawkins, Cole, Carroll, Evans, Campbell, W. W.

Those in the negative were: Messrs. Dickstein, Henderson. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Duke (No. 637, Int. No. 603), entitled "An act to amend the Code of Criminal Procedure, in relation to bail," reported in favor of the passage of the same, with the following amendments:

On page 1, line 5, after the word "sessions" insert the following: "or by a county judge".

Page 1, line 11, strike out the word "offense" and insert thereof the word "crime".

Page 1, line 12, strike out the word "offense" and insert the word "crime".

Those who voted in the affirmative were: Messrs. Duke, Jenks, Zimmerman, Hawkins, Cole, Fox, Evans, Campbell, W. W., Dickstein, Henderson.

In the negative: Mr. Carroll.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Jenks (No. 440, Int. No. 431), entitled "An act to amend the Real Property Law, in relation to creating mutual estates of husband or wife, in the property of

the other, as substitutes for dower and curtesy," reported in favor of the passage of the same with the following amendment:

Page 2, line 20, strike out the word "one", and insert thereof "two".

Those who voted in the affirmative were: Messrs. Duke, Jenks, Zimmerman, Cole, Fox, Evans, Campbell, W. W., Dickstein, Henderson.

In the negative: Messrs. Hawkins, Carroll.
which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Henderson (No. 88, Int. No. 88) entitled "An act to amend the Penal Law, in relation to the listing and advertising of stock of oil and mining corporations," reported in favor of the passage of the same, with the following amendments:

Page 1, line 11, strike out "a" and insert "of an oil or".

Page 2, between lines 13, and 14, insert "3. Any oil or mining corporation or any officer, agent, clerk or servant of the same who shall cause to be published any advertisement of the shares of such corporation in which any statement is made of the value of its property or of its present or prospective earnings, or of a prospective increase in the price of its shares shall cause to be included in such advertisement the following statement 'Financial statement filed with the comptroller of the State of New York, pursuant to chapter (blank) of the Laws of 1921.' Failure to include such statement shall be a misdemeanor."

Line 14, strike out "3" insert "4".

Line 24, strike out "42" insert "5".

Those who voted in the affirmative were: Messrs. Duke, Jenks, Zimmerman, Hawkins, Cole, Carroll, Fox, Evans, Campbell, W. W., Henderson.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Senate bill introduced by Mr. Kavanaugh (No. 221, Rec. No. 62), entitled "An act to amend the Penal Law, in relation to bribery of baseball players," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Zimmerman, Hawkins, Cole, Harrington, Evans, Campbell, W. W.

Those who voted in the negative were: Messrs. Carroll, Fox, Flynn, Dickstein, Henderson.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Richford, from the committee on general laws, to which was referred Assembly bill introduced by Mr. T. C. Moore (No. 568, Int. No. 543) entitled "An act to amend chapter four hundred and eighty-five of the Laws of nineteen hundred and three, entitled 'An act to incorporate the Firemen's Benevolent Fund Association of the city of New Rochelle, New York,' in relation to changing the corporate name of such association," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Richford, Brady, Neary, Halpern, Blodgett, Aronson, Borkowski, O'Connor, Walsh, Galgano.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Donohue (No. 287, Int. No. 285) entitled "An act to amend the Highway Law, in relation to motor vehicles, chauffeurs and operators, and penalties for violations of provisions relating to motor vehicles," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Dobson, Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

Also Assembly bill introduced by Mr. Wheelock (No. 359, Int. No. 359) entitled "An act to amend the Town Law, in relation to application of certain provisions to Livingston county," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Smith, C. C., Dobson, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. T. C. Moore (No. 625, Int. No. 597) entitled "An act to amend the Town Law, in rela-

tion to sidewalk districts in certain towns," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Smith, C. C., Dobson, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. E. C. Campbell (No. 742, Int. No. 695) entitled "An act to amend the Town Law, in relation to appropriations by town boards for rental of rooms for posts," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Miller, Smith, C. C., Dobson, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Kirkland (No. 776, Int. No. 729) entitled "An act to amend the Highway Law, in relation to bridges on county roads," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Miller, Smith, C. C., Dobson, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Webb (No. 734, Int. No. 356) entitled "An act to amend the Town Law, in relation to traffic policemen for hamlets and unincorporated villages," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Smith, C. C., Dobson, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Wheelock (No. 841, Int. No. 788) entitled "An act to amend the Highway Law, in relation to the transfer of used motor vehicles," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Smith, C. C., Dobson, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Wheelock (No. 903, Int. No. 845) entitled "An act to amend the Highway Law, in relation to amount of damages to be paid on laying out, altering or

discontinuing a highway," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Smith, C. C., Dobson, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Downs (No. 1020, Int. No. 935) entitled "An act to amend chapter three hundred and eleven of the Laws of nineteen hundred and twenty, entitled 'An act in relation to the assessment and collection of taxes in Suffolk county, and repealing certain special acts relating to the assessment and collection of taxes in such county,' generally," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Smith, C. C., Dobson, Finch, Kirkland, Bartholomew, Ellsworth.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Zimmerman (No. 76, Int. No. 76) entitled "An act to amend the Town Law, in relation to street lighting," reported in favor of the passage of the same with the following amendments:

Page 1, strike out all italicized matter after the word "Petition" in line seven down to and including the word "district" in line ten, and insert in place thereof in italics the following: "Where there is no lighting district already formed within the town, and the amount is to be collected upon the taxable property of the whole town, no petition or establishment of district shall be necessary. When the amount is to be collected upon the taxable property of a district or there is another lighting district or districts already formed within the town."

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Dobson, Van Wageningen, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Schwab (No. 495,

Int. No. 485) entitled "An act to locate in part the boundary lines between the counties of Kings and Queens," reported in favor of the passage of the same with the following amendments:

Page 2, line 9, strike out the word "Hancock" and insert in place thereof "Eldert".

Line 10, strike out the word "Hancock" and insert in place thereof "Eldert".

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Hurris, Miller, Smith, C. C., Dobson, Finch, Kirkland, Bartholomew, Ellsworth.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Dobson (No. 231, Int. No. 229) entitled "An act to amend the Town Law, in relation to the deposits of moneys by the supervisors of towns," reported in favor of the passage of the same with the following amendments:

On page 1, line 7, after second "in" insert in italics "or with".

On page 1, line 8, after "banks" insert in italics "private bankers"; in same line insert a comma after "state".

On page 1, line 9, insert a comma after "him".

On page 2, line 1, strike out brackets around "K" and also the letter "K" therein contained and insert in place thereof in brackets "3. Keep".

On page 2, line 4, at end of line add "in office".

On page 2, between lines 4 and 5, insert in italics "Such designation and deposit of the moneys shall not release the supervisor nor his sureties from any liability in relation to such moneys, nor in any manner affect such liability; but any default by any such depository shall be deemed a default of the supervisor, and he and his sureties shall be liable therefor."

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Miller, Smith, C. C., Dobson, Finch, Kirkland, Bartholomew, Ellsworth.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Witter, from the committee on agriculture, to which was referred Assembly bill introduced by Mr. Witter (No. 680, Int.

No. 644) entitled "An act to amend the Agricultural Law, in relation to compensation of owners of animals killed or appropriated by the State," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Witter, Lord, Cowee, Gage, Soule, Rice, Webb, Greenwald, Porter, Gray, Brooks.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Ullman (No. 926, Int. No. 562) entitled "An act to amend the Prison Law, in relation to compensation of prisoners."

Also, the bill introduced by Mr. Jacobs (No. 933, Int. No. 286) entitled "An act to amend the Conservation Law, in relation to the taking and possession of deer in Greene county."

Also, the bill introduced by Mr. Brundage (No. 932, Int. No. 557) entitled "An act to amend the Conservation Law, in relation to pickerel."

Also, the bill introduced by Mr. Ullman (No. 921, Int. No. 66) entitled "An act to amend the Penal Law, in relation to punishment for assault in the first degree."

Also, the bill introduced by Mr. T. C. Moore (No. 931, Int. No. 594) entitled "An act to amend the Town Law, in relation to the maintenance of the sewer system in sewer districts."

Also, the bill introduced by Mr. Ullman (No. 924, Int. No. 60) entitled "An act to amend the Penal Law, in relation to punishment of robbery in second degree."

Also, the bill introduced by Mr. Ullman (No. 923, Int. No. 63) entitled "An act to amend the Penal Law, in relation to burglar's instruments."

Also, the bill introduced by Mr. Ullman (No. 925, Int. No. 64) entitled "An act to amend the Penal Law, in relation to punishment for burglary."

Also, the bill introduced by Mr. Merrigan (No. 927, Int. No. 413) entitled "An act to amend the Penal Law, in relation to bribery of baseball players."

Also, the bill introduced by Mr. Evans (No. 678, Int. No. 642)

entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eight of article seven of the Constitution, in relation to a certain portion of the Erie canal."

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Duke (No. 880, Int. No. 517) entitled "An act to amend the Justice Court Act, generally," reported the same with the following recommendations :

Page 1, line 3, strike out "six" and insert "ten".

Same page, line 4, strike out "6" and insert "10".

Page 6, line 9, after "and" insert "[twenty-one]".

Also, the bill introduced by Mr. Blakely (No. 918, Int. No. 325) entitled "An act to promote the health and efficiency of firemen in cities of the State."

Also, the bill introduced by Mr. Duke (No. 879, Int. No. 515) entitled "An act to amend the Surrogate Court Act, generally."

Also, the bill introduced by Mr. Duke (No. 881, Int. No. 516) entitled "An act to amend the Civil Practice Act, generally."

Also, the bill introduced by Mr. Downs (No. 753, Int. No. 706) entitled "An act giving power to the trustees of the village of Shoreham, Suffolk county, New York, to lease a portion of the buildings on the shore front in such village to the Shoreham Country Club, Incorporated, for a club house," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Ullman (No. 922, Int. No. 65) entitled "An act to amend the Penal Law, in relation to buying or receiving stolen or wrongfully acquired property," reported the same with the following recommendations :

On page 2, line 12, at end of line insert "a felony, namely, of".

On page 2, line 15, strike out "in a State prison".

On page 2, line 16, strike out "or in a county jail for not more than six months".

On page 2, line 17, strike out "two hundred and fifty" and insert in place thereof "one thousand".

On page 2, line 18, insert a semi-colon in place of the comma after the word "imprisonment"; also insert after the word "guilty" "of a misdemeanor, namely,".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. C. C. Smith (No. 920, Int. No. 316) entitled "An act to amend the Civil Service Law, in relation to retiring civil war veterans and pensioning them," reported the same with the following recommendations:

On page 1, line 4, strike out "as added by chapter".

On page 1, strike out lines 5 and 6.

On page 1, strike out all of line 7 except the last two words.

On page 2, lines 8 and 9, set the words in italics in roman type.

On page 2, line 9, strike out the brackets and the words contained in said brackets.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Long (No. 982, Int. No. 574) entitled "An act to amend the Education Law, relating to equalization of school taxes within joint districts," reported the same with the following recommendations:

On page 2, line 2, strike out the word "nor" and insert in place thereof "or".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. C. C. Smith (No. 919, Int. No. 186) entitled "An act to repeal chapter six of the Laws of nineteen hundred and two, entitled 'An act to provide for the appointment of an assistant district attorney in Saratoga county,' relating to the duties of such assistant district attorney and the employment of a stenographer," reported the same with the following recommendations :

On page 1, strike out comma after "county" at end of third line and insert a period in place thereof.

Also strike out the last two lines of the title.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Conservation Law, in relation to pickerel." (No. 932, Int. No. 557.)

"An act to amend the Conservation Law, in relation to the taking and possession of deer in Greene county." (No. 933, Int. No. 286.)

"An act to amend the Penal Law, in relation to bribery of baseball players." (No. 927, Int. No. 413.)

"Concurrent resolution of the Senate and Assembly proposing an amendment to section eight of article seven of the Constitution, in relation to a certain portion of the Erie canal." (No. 678, Int. No. 642.)

"An act to amend the Penal Law, in relation to punishment for assault in the first degree." (No. 921, Int. No. 66.)

"An act to amend the Prison Law, in relation to compensation of prisoners." (No. 926, Int. No. 562.)

"An act to amend the Town Law, in relation to the maintenance of the sewer system in sewer districts." (No. 931, Int. No. 594.)

"An act to amend the Penal Law, in relation to burglar's instruments." (No. 933, Int. No. 63.)

"An act to amend the Penal Law, in relation to punishment of robbery in second degree." (No. 924, Int. No. 60.)

"An act to promote the health and efficiency of firemen in cities of the State." (No. 918, Int. No. 325.)

Mr. Soule offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on claims be discharged from the further consideration of the bill (No. 378, Int. No. 375) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Henry Hart filed in the Court of Claims of the State of New York."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Soule moved to amend as follows:

Page 1, line 5, strike out the words "owned by him" and insert in the place thereof the words "more fully described in said claim".

Page 1, line 4, strike out the word "on" and insert in the place thereof the word "and".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Soule, said bill was ordered reprinted and recommitted to said committee.

Mr. O'Connor offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 898, Int. No. 840) entitled "An act to amend the New York City Municipal Court Code, in relation to venue of actions brought by and against the city."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined the affirmative.

Said bill having been announced, Mr. O'Connor moved to amend as follows:

Page 2, line 14, strike out the words "to recover a fine or penalty".

Page 2, line 15, strike out the words "violation of law occurred" and insert in italics the words "cause of action arose".

Page 2, line 17, add in italics the words "or in the district where the plaintiff or one of the plaintiffs resides."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. O'Connor, said bill was ordered reprinted and recommitted to said committee.

Mr. Brady offered for the consideration of the House a resolution, in the words following:

Resolved. That the committee on general laws be discharged from the further consideration of the bill (No. 697, Int. No. 661) entitled "An act to amend the General Business Law, in relation to the protection of public welfare."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Brady moved to amend as follows:

Page 2, line 10, after the word "life" add the following: " , where the party or parties against whom demands are pending is or are willing to arbitrate the controversy by any method agreed

upon by the industrial board as created by chapter — of the Laws of nineteen hundred and twenty-one”.

Page 2, between lines 15 and 16, insert the following: “(e) To enforce terms of employment where a request therefor has not first been presented to the party from whom such terms are sought and a reasonable time given for consideration;”.

Page 2, line 16, strike out “(e)” and insert in place thereof “(f)”.

Page 2, line 17, strike out the period and insert in place thereof a semi-colon.

Page 2, between lines 17 and 18, insert the following:

“(g) To prevent or terminate the employment of any person because of membership or non-membership in any organization.”

Page 3, strike out lines 5 to 22, inclusive, and insert in place thereof the following:

“2. It shall be unlawful for any person, firm or corporation wilfully to cause, further or make effective any such unwarranted lockout or to attempt so to do by any of the following acts, to wit: inducing any person, firm or corporation to engage or continue therein; taking any vote or issuing any order relative thereto; by decreasing wages; by the employment of armed guards or other armed persons within the plant (which shall be deemed not to include regular plant police or watchmen), unless because of hostile acts of former employees or other sympathizers, the peace of the community or the destruction of property is threatened; by advertising for help before opportunity has been furnished to former employees to return to their employment; by maintaining a black list against former employees for the purpose of inducing any person, firm or corporation to terminate or not to enter into employment relations with such employees.”

Page 3, line 23, strike out the words “1. Violation of this act shall be a misde-”.

Page 3, strike out lines 24 to 26, inclusive.

Page 4, strike out lines 1 and 2.

Page 4, line 3, strike out the numeral “2” and the period.

Page 4, line 4, after the word “person,” insert “association,”.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Brady, said bill was ordered reprinted and recommitted to said committee.

Mr. Antin offered for the consideration of the House a resolution in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 228, Int. No. 226) entitled “An act to amend the Workmen’s Compensation

Law, in relation to providing compensation for private chauffeurs."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Antin moved to amend as follows:

Page 1, line 10, after the word "forty" strike out the word "six" and insert in place thereof the word "eight."

Page 2, strike out lines 1, 2 and 3 and insert in place thereof: "Group 48. Employment as the private chauffeur or driver of a motor vehicle propelled by steam, gasoline, electric or other power which is operated on streets, highways, or elsewhere notwithstanding the definition of the term 'employer' in subdivision three of section three and the definition of the term 'employee' in subdivision four of section three and the definition of the term 'employment' in subdivision five of section three of this chapter."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Antin, said bill was ordered reprinted and recommitted to said committee.

Mr. Bly offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 278, Int. No. 776) entitled "An act to amend the Civil Service Law, in relation to the transfer of positions from the exempt to the competitive class."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Bly moved to amend as follows:

Page 1, line 9, after the comma insert "upon the application of the head of the department, board, commission, body or office in which the person holding such exempt position is employed or upon the application of the person holding such exempt position,".

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Bly, said bill was ordered reprinted and recommitted to said committee.

Mr. Mastick offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of the bill (No. 459, Int. No. 450) entitled "An act to amend the Highway Law, in relation to appointment of town superintendents of highways in certain counties."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Mastick moved to amend as follows:

Page 1, line 7, after the word "town" insert "having a population of eighteen thousand or over".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Mastick, said bill was ordered reprinted and recommitted to said committee.

Mr. Mead offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on railroads be discharged from the further consideration of the bill (No. 777, Int. No. 730) entitled "An act to amend the Railroad Law, in relation to train crews."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Mead moved to amend as follows:

Page 2, line 13, after "fireman" strike out period and insert in italics the following: ", nor within yard limits, when said engine is being operated to or from round house to yard or main track or tracks, with a crew of not less than one engineer or qualified hostler and one fireman."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Mead, said bill was ordered reprinted and recommitted to said committee.

Mr. Dickstein offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on banks be discharged from the further consideration of the bill (No. 569, Int. No. 549) entitled

"An act to amend the Penal Law, in relation to the transmission of money to and from foreign countries."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Dickstein moved to amend as follows:

Page 2, line 13, after "money" insert "; provided, however, that nothing contained in this section shall be construed to apply to the transmission of money by telegraph companies, if such transmission be made in terms of dollars".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Dickstein, said bill was ordered reprinted and recommitted to said committee.

Mr. Dickstein offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on banks be discharged from the further consideration of the bill (No. 161, Int. No. 161) entitled "An act to amend the Banking Law, in relation to the transmission of money by private bankers."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Dickstein moved to amend as follows:

Page 1, line 11, strike out the brackets surrounding the word [five] and strike out the italicized word "three".

Page 3, between lines 10 and 11, insert the following:

"§ 3. This act shall not affect any action or proceeding now pending, nor in any way change or affect the rules of evidence or method of proof in relation to actions or proceedings based upon transactions for transmission of money at the time this act takes effect."

Page 3, line 11, change the numeral "3" to "4".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Dickstein, said bill was ordered reprinted and recommitted to said committee.

Mr. Dickstein offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 25, Int. No. 25) entitled "An act to amend the Penal Law, by authorizing the pursuit of their businesses and occupations by certain persons on the first day of the week."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Dickstein moved to amend as follows:

Page 1, line 10, after the word "day" strike out the comma and the balance of the line to and including the comma following the word "Saturday".

Page 2, line 7, after the word "week" and before the period insert the following: "nor to permit any person to carry on business on any Sunday at any place of business where business has been carried on during any part of each of the six preceding days."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Dickstein, said bill was ordered reprinted and recommitted to said committee.

Mr. Blodgett offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 79, Int. No. 79) entitled "An act to amend the Penal Law, in relation to drawing instruments and wills affecting real property, drawing legal papers and doing certain other acts, in cities by persons not admitted, licensed or registered."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Blodgett moved to amend as follows:

On page 2, line 18, after the word "Purchaser" add "or to prohibit any agent from drawing any lease or contract affecting the sale or exchange of real or personal property".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Blodgett, said bill was ordered reprinted and recommitted to said committee.

Mr. McGinnies offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on public education be discharged from the further consideration of the bill (No. 655, Int. No. 621) entitled "An act to amend the Education Law, in relation to industrial teachers' scholarships."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. McGinnies moved to amend as follows:

Page 2, line 3, take out bracket after word "thousand" and insert bracket after word "two"; insert before word "thousand" the word "one" in italics.

Page 2, line 4, take out words "five hundred".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. McGinnies, said bill was ordered reprinted and recommitted to said committee.

Mr. Pette offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of the bill (No. 672, Int. No. 636) entitled "An act in relation to the district attorney and employees in the district attorney's office in the county of Queens."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Pette moved to amend as follows:

Page 2, line 8, before the word "secretary" insert the word "private".

Page 2, strike out lines 22 to 26, inclusive, also lines 1 to 6, inclusive, on page 3 and insert:

"§ 2. The district attorney of such county of Queens is hereby authorized to appoint, and at pleasure remove the assistant district attorneys, deputy assistant district attorneys, chief clerk, private secretary, bail clerk, stenographers, process servers and telephone operator provided for in this act. The comptroller of the city of New York shall issue revenue bonds to pay for the increases in salaries and the salaries for the new positions created

by this act. The board of aldermen of the city of New York upon the recommendation of the board of estimate and apportionment of said city, may make either increases of salaries or increase the number of employees provided for in this section."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Pette, said bill was ordered reprinted and recommitted to said committee.

Mr. Adler moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adler	Di Perro	Hausner	McGinnies	Seelbach
Antin	Dobson	Hawkins	McKee	Smith C C
Aronson	Doherty	Henderson	McWhinney	Smith J C
Bailey	Donohue	Hunter	Mead	Smith M L
Barnes	Downs	Hutchinson	Merrigan	Smith T K
Bartholomew	Duke	Jacobs	Miller	Solomon
Baum	Evans	Jager	Moore J G	Soule
Betts	Everett	Jeffery	Moore T C	Steinberg
Bloch	Fenner	Jenks	Moran	Stitt
Blodgett	Finch	Jesse	Morrissey	Taylor
Bly	Flynn	Judson	Moses	Trahan
Booth	Fox	Kiernan	Mullen	Ullman
Borkowski	Franchot	Kirkland	Neary	VanWagenen
Brady	Frerichs	Lattin	Nichols	Wackerman
Brooks	Gaffers	Leininger	O'Connor	Wallace
Brundage	Gage	Lewis	Orr	Walsh
Campbell E O	Galgano	Lieberman	Pette	Warren
Campbell W W	Gardner	Long	Porter	Webb
Carroll	Gempler	Lord	Rayher	Wells
Caulfield	Giaccone	Lown	Reiburn	Westall
Cheney	Gray	Lyman	Reilly	Wheelock
Clayton	Greenwald	MacFarland	Reiss	Whitcomb
Cole	Hackenburg	Martin	Rice	Williams
Cosgrove	Hager	Mastick	Richford	Witter
Cowee	Halpern	McArdle	Sackett	Wright
Crews	Harrington	McCleary	Schwab	Zimmerman
Crowley	Harris	McDonald	Seaker	Speaker
Dickstein				

Mr. Adler moved that the House proceed with business during the pendency of the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 68, Int. No. 68) entitled "An act to amend the Code of Criminal Procedure, in relation to peace officers," was read the second time.

On motion of Mr. Ullman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 753, Int. No. 706) entitled "An act giving power to the trustees of the village of Shoreham, Suffolk county, New York, to lease a portion of the buildings on the shore front in such village to the Shoreham Country Club, Incorporated, for a club house," was read the second time.

On motion of Mr. Downs, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 785, Int. No. 106) entitled "An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquor," having been announced for a second reading,

On motion of Mr. Gage, and by unanimous consent, said bill was ordered placed on the second reading calendar for Thursday next.

The bill (No. 981, Int. No. 108) entitled "An act to amend the Civil Rights Law, in relation to the recovery of damages suffered by reason of selling or giving away intoxicating liquor," having been announced for a second reading,

On motion of Mr. Gage, and by unanimous consent, said bill was ordered placed on the second reading calendar for Thursday next.

The bill (No 983, Int. No. 107) entitled "An act to amend the Penal Law, in relation to intoxicating liquor, repealing the Liquor Tax Law and the City Local Option Law, and providing for completing the unfinished business of the State Excise Department," having been announced for a second reading,

On motion of Mr. Gage, and by unanimous consent, said bill was ordered placed on the second reading calendar for Thursday next.

The Senate bill (No. 560, Rec. No. 66) entitled "An act in relation to labor, constituting chapter thirty-one of the Consolidated Laws," having been announced,

Debate was had.

Said bill was then read the third time, having been printed and

upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 100

NOES 37

Those who voted in the affirmative were:

Adler	Dobson	Harris	McCleary	Smith J C
Aronson	Doherty	Hausner	McGinnies	Smith M L
Bailey	Downs	Hawkins	McWhinney	Smith T K
Barnes	Duke	Hunter	Miller	Soule
Bartholomew	Evans	Hutchinson	Moore J G	Steinberg
Betts	Everett	Jacobs	Moore T C	Stitt
Blakely	Fenner	Jeffery	Moran	Trahan
Bly	Finch	Jenks	Moses	Ullman
Booth	Fox	Jesse	Mullen	VanWagenen
Brady	Franchot	Judson	Nichols	Wallace
Brooks	Frerichs	Kirkland	Pette	Warren
Brundage	Gaffers	Lattin	Porter	Webb
Campbell E O	Gage	Lewis	Rayher	Wells
Caulfield	Gardner	Lieberman	Reiss	Westall
Cheney	Gempler	Long	Rice	Wheelock
Clayton	Gray	Lord	Richford	Whitcomb
Cole	Greenwald	Lown	Rowe	Williams
Cowee	Hager	MacFarland	Sackett	Witter
Crowley	Halpern	Martin	Seaker	Wright
Di Pirro	Harrington	Mastick	Smith C C	Zimmerman

Those who voted in the negative were:

Antin	Coegrove	Hamill	McDonald	Reilly
Baum	Crews	Henderson	McKee	Schwab
Bloch	Dickstein	Jager	Merrigan	Seelbach
Blodgett	Donohue	Kiernan	Neary	Solomon
Borkowski	Flynn	Leininger	O'Connor	Taylor
Burchill	Galgano	Lyman	Orr	Wackerman
Campbell W W	Giaccone	McArdle	Reiburn	Walsh
Carroll	Hackenburg			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 790, Int. No. 737) entitled "An act to amend the Banking Law, in relation to national bank becoming State bank," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McKee	Seelbach
Antin	Di Perro	Hawkins	McWhinney	Slacer
Aronson	Dobson	Henderson	Mead	Smith C C
Bailey	Doherty	Hunter	Merrigan	Smith J C
Barnes	Donohue	Hutchinson	Miller	Smith M L
Bartholomew	Downs	Jacobs	Moore J G	Smith T K
Baum	Druss	Jager	Moore T C	Solomon
Betts	Duke	Jeffery	Moran	Soule
Blakely	Evans	Jenks	Morrissey	Steinberg
Bloch	Everett	Jesse	Moses	Stitt
Blodgett	Fenner	Judson	Mullen	Taylor
Bly	Finch	Kiernan	Neary	Trahan
Booth	Fox	Kirkland	Nichols	Van Wagenen
Borkowski	Frerichs	Lattin	O'Connor	Wackerman
Brady	Gaffers	Leininger	Orr	Wallace
Brooks	Gage	Lewis	Pette	Walsh
Campbell E C	Galgano	Long	Porter	Warren
Campbell W W	Gardner	Lord	Rayher	Webb
Carroll	Gempler	Lown	Reiburn	Wells
Caulfield	Giaccone	Lyman	Reilly	Westall
Cheney	Gray	MacFarland	Reiss	Wheelock
Clayton	Greenwald	Martin	Rice	Whitcomb
Cole	Hackenburg	Mastick	Richford	Williams
Coogrove	Hager	McArdle	Rowe	Witter
Cowee	Halpern	McCleary	Sackett	Wright
Crews	Harrington	McDonald	Schwab	Zimmerman
Crowley	Harris	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 745, Int. No. 698) entitled "An act to amend the Banking Law, in relation to the manner of declaring dividends upon shares of a savings and loan association," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McKee	Seelbach
Antin	Di Perro	Hawkins	McWhinney	Slacer
Aronson	Dobson	Henderson	Mead	Smith C C
Bailey	Doherty	Hunter	Merrigan	Smith J C
Barnes	Donohue	Hutchinson	Miller	Smith M L
Bartholomew	Downs	Jacobs	Moore J G	Smith T K
Baum	Druss	Jager	Moore T C	Solomon
Betts	Duke	Jeffery	Moran	Soule
Blakely	Evans	Jenks	Morrissey	Steinberg
Bloch	Everett	Jesse	Moses	Stitt
Blodgett	Fenner	Judson	Mullen	Taylor
Bly	Finch	Kiernan	Neary	Trahan
Booth	Fox	Kirkland	Nichols	VanWagenen
Borkowski	Frerichs	Lattin	O'Connor	Wackerman
Brady	Gaffers	Leininger	Orr	Wallace
Brooks	Gage	Lewis	Pette	Walsh
Campbell E C	Galgano	Long	Porter	Warren
Campbell W W	Gardner	Lord	Rayher	Webb
Carroll	Gempier	Lown	Reiburn	Wells
Caulfield	Giaccone	Lyman	Reilly	Westall
Cheney	Gray	MacFarland	Reiss	Wheelock
Clayton	Greenwald	Martin	Rice	Whitcomb
Cole	Hackenburg	Mastick	Richford	Williams
Cosgrove	Hager	McArdle	Rowe	Witter
Cowee	Halpern	McCleary	Sackett	Wright
Crews	Harrington	McDonald	Schwab	Zimmerman
Crowley	Harris	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Duke offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on claims be discharged from the further consideration of Senate bill (No. 79, Rec. No. 11) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Samuel H. Morgan, and Adella Morgan and J. Fenton Olive against the State for damages alleged to have been sustained from the overflow of the Griffin Creek feeder to the Genesee Valley canal."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Duke, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Duke, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McKee	Seelbach
Antin	Di Perro	Hawkins	McWhinney	Slacer
Aronson	Dobson	Henderson	Mead	Smith C C
Bailey	Doherty	Hunter	Merrigan	Smith J C
Barnes	Donohue	Hutchinson	Miller	Smith M L
Bartholomew	Downs	Jacobs	Moore J G	Smith T K
Baum	Druss	Jager	Moore T C	Solomon
Betts	Duke	Jeffery	Moran	Soule
Blakely	Evans	Jenks	Morrissey	Steinberg
Bloch	Everett	Jesse	Moses	Stitt
Blodgett	Fenner	Judson	Mullen	Taylor
Bly	Finch	Kiernan	Neary	Trahan
Booth	Fox	Kirkland	Nichols	VanWagenen
Borkowski	Frerichs	Lattin	O'Connor	Wackerman
Brady	Gaffers	Leininger	Orr	Wallace
Brooks	Gage	Lewis	Pette	Walsh
Campbell E C	Galgano	Long	Porter	Warren
Campbell W W	Gardner	Lord	Rayher	Webb
Carroll	Gempler	Lown	Reiburn	Wells
Caulfield	Giaccone	Lyman	Reilly	Westall
Cheney	Gray	MacFarland	Reiss	Wheelock
Clayton	Greenwald	Martin	Rice	Whitecomb
Cole	Hackenburg	Mastick	Richford	Williams
Cosgrove	Hager	McArdle	Rowe	Witter
Cowee	Halpern	McCleary	Sackett	Wright
Crews	Harrington	McDonald	Schwab	Zimmerman
Crowley	Harris	McGinnies		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly has concurred in the passage of the same.

The bill (No. 482, Int. No. 472) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Samuel H. Morgan and Adella Morgan and J. Fenton Olive against the State for damages alleged to have been sustained from the overflow of the Griffin Creek feeder to the Genesee Valley canal," having been announced for a third reading,

On motion of Mr. Duke, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 585, Int. No. 585) entitled "An act to provide for extending the boundaries of the city of Poughkeepsie by annexing thereto a part of the town of Poughkeepsie and to provide

for the government of the annexed territory, for the payment of school and other bonded indebtedness and for the assessment and levy of taxes and submitting the act to the qualified voters of the annexed territory for approval," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McKee	Seelbach
Antin	Di Perro	Hawkins	McWhinney	Slacer
Aronson	Dobson	Henderson	Mead	Smith C C
Bailey	Doherty	Hunter	Merrigan	Smith J C
Barnes	Donohue	Hutchinson	Miller	Smith M L
Bartholomew	Downs	Jacobs	Moore J G	Smith T K
Baum	Druss	Jager	Moore T C	Solomon
Betts	Duke	Jeffery	Moran	Soule
Blakely	Evans	Jenks	Morrissey	Steinberg
Bloch	Everett	Jesse	Moses	Stitt
Blodgett	Fenner	Judson	Mullen	Taylor
Bly	Finch	Kiernan	Neary	Trahan
Booth	Fox	Kirkland	Nichols	VanWagenen
Borkowaki	Frerichs	Lattin	O'Connor	Wackerman
Brady	Gaffers	Leininger	Orr	Wallace
Brooks	Gage	Lewis	Pette	Walsh
Campbell E O	Galgano	Long	Porter	Warren
Campbell W W	Gardner	Lord	Rayher	Webb
Carroll	Gempler	Lown	Reiburn	Wells
Caulfield	Giaccone	Lyman	Reilly	Westall
Cheney	Gray	MacFarland	Reiss	Wheelock
Clayton	Greenwald	Martin	Rice	Whitcomb
Cole	Hackenburg	Mastick	Richford	Williams
Coegrove	Hager	McArdle	Rowe	Witter
Cowee	Halpern	McCleary	Sackett	Wright
Crews	Harrington	McDonald	Schwab	Zimmerman
Crowley	Harris	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 521, Int. No. 508) entitled "An act to amend the County Law, in relation to the appointment of assistant district attorneys in certain counties," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McKee	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Slacer
Aronson	Dobson	Henderson	Mead	Smith C C
Bailey	Doherty	Hunter	Merrigan	Smith J C
Barnes	Donohue	Hutchinson	Miller	Smith M L
Bartholomew	Downs	Jacobs	Moore J G	Smith T K
Baum	Druss	Jager	Moore T C	Solomon
Betts	Duke	Jeffery	Moran	Soule
Blakely	Evans	Jenks	Morrissey	Steinberg
Bloch	Everett	Jesse	Moses	Stitt
Blodgett	Fenner	Judson	Mullen	Taylor
Bly	Finch	Kiernan	Neary	Trahan
Booth	Fox	Kirkland	Nichols	Van Wagenen
Borkowski	Frerichs	Lattin	O'Connor	Wackerman
Brady	Gaffers	Leininger	Orr	Wallace
Brooks	Gage	Lewis	Pette	Walsh
Campbell E C	Galgano	Long	Porter	Warren
Campbell W W	Gardner	Lord	Rayher	Webb
Carroll	Gempler	Lown	Reiburn	Wells
Caulfield	Giaccone	Lyman	Reilly	Westall
Cheney	Gray	MacFarland	Reiss	Wheelock
Clayton	Greenwald	Martin	Rice	Whitcomb
Cole	Hackenburg	Mastick	Richford	Williams
Cosgrove	Hager	McArdle	Rowe	Witter
Cowee	Halpern	McCleary	Sackett	Wright
Crews	Harrington	McDonald	Schwab	Zimmerman
Crowley	Harris	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 726, Int. No. 688) entitled "An act to amend the Real Property Law and the Personal Property Law, in relation to the methods, grants and devises for educational purposes," having been announced,

Mr. Moran moved that said bill be recommitted to the committee on the judiciary with instructions to report the same forthwith amended as follows:

Page 3, line 5, strike out the word "devises" and insert in italics "bequests".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Martin, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 642, Int. No. 608) entitled "An act to amend chapter six hundred and sixty-seven of the Laws of nineteen hundred and ten, entitled 'An act to amend, revise and consolidate the charter of the village of Ossining,' in relation to the compensation of officers and employees of the village of Ossining," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McKee	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Slacer
Aronson	Dobson	Henderson	Mead	Smith C C
Bailey	Doherty	Hunter	Merrigan	Smith J C
Barnes	Donohue	Hutchinson	Miller	Smith M L
Bartholomew	Downs	Jacobs	Moore J G	Smith T K
Baum	Druss	Jager	Moore T C	Solomon
Betts	Duke	Jeffery	Moran	Soule
Blakely	Evans	Jenks	Morrissey	Steinberg
Bloch	Everett	Jesse	Moses	Stitt
Blodgett	Fenner	Judson	Mullen	Taylor
Bly	Finch	Kiernan	Neary	Trahan
Booth	Fox	Kirkland	Nichols	VanWagenen
Borkowski	Frerichs	Lattin	O'Connor	Wackerman
Brady	Gaffers	Leininger	Orr	Wallace
Brooks	Gage	Lewis	Pette	Walsh
Campbell E C	Galgano	Long	Porter	Warren
Campbell W W	Gardner	Lord	Rayher	Webb
Carroll	Gempfer	Lown	Reiburn	Wells
Caulfield	Giaccone	Lyman	Reilly	Westall
Cheney	Gray	MacFarland	Reiss	Wheelock
Clayton	Greenwald	Martin	Rice	Whitcomb
Cole	Hackenburg	Mastick	Richford	Williams
Cosgrove	Hager	McArdle	Rowe	Witter
Cowee	Halpern	McCleary	Sackett	Wright
Crews	Harrington	McDonald	Schwab	Zimmerman
Crowley	Harris	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 644, Int. No. 610) entitled "An act to authorize the board of education of union free school district number nine of the town of Hempstead, and the village of Freeport, or either of them, to acquire all or any part of the old cemetery known as the Freeport cemetery in the village of Freeport, adjoining property of the First Presbyterian church and the property of such district now used for high school purposes, for school purposes or for the establishment of a public park or for village purposes or for any or all of such purposes, and to provide for the removal of remains in such cemetery and the reinterment thereof," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McKee	Seelbach
Antin	Di Perro	Hawkins	McWhinney	Slacer
Aronson	Dobson	Henderson	Mead	Smith C C
Bailey	Doherty	Hunter	Merrigan	Smith J C
Barnes	Donohue	Hutchinson	Miller	Smith M L
Bartholomew	Downs	Jacobs	Moore J G	Smith T K
Baum	Druss	Jager	Moore T C	Solomon
Betts	Duke	Jeffery	Moran	Soule
Blakely	Evans	Jenks	Morrissey	Steinberg
Bloch	Everett	Jesse	Moses	Stitt
Blodgett	Fenner	Judson	Mullen	Taylor
Bly	Finch	Kiernan	Neary	Trahan
Booth	Fox	Kirkland	Nichols	VanWagenen
Borkowski	Frerichs	Lattin	O'Connor	Wackerman
Brady	Gaffers	Leininger	Orr	Wallace
Brooks	Gage	Lewis	Pette	Walsh
Campbell E C	Galgano	Long	Porter	Warren
Campbell W W	Gardner	Lord	Rayher	Webb
Carroll	Gempler	Lown	Reiburn	Wells
Caulfield	Giaccone	Lyman	Reilly	Westall
Cheney	Gray	MacFarland	Reiss	Wheelock
Clayton	Greenwald	Martin	Rice	Whitcomb
Cole	Hackenburg	Mastick	Richford	Williams
Cosgrove	Hager	McArdle	Rowe	Witter
Cowee	Halpern	McCleary	Sackett	Wright
Crews	Harrington	McDonald	Schwab	Zimmerman
Crowley	Harris	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 67, Int. No. 67) entitled "An act to amend the Penal Law, in relation to punishment for murder in the second degree," having been announced for a third reading,

On motion of Mr. Bloch, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 829, Int. No. 776) entitled "An act to amend the County Law, in relation to quarterly meetings of the board of supervisors of Livingston county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McKee	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Slacer
Aronson	Dobson	Henderson	Mead	Smith C O
Bailey	Doherty	Hunter	Merrigan	Smith J C
Barnes	Donohue	Hutchinson	Miller	Smith M L
Bartholomew	Downs	Jacobs	Moore J G	Smith T K
Baum	Druss	Jager	Moore T C	Solomon
Betts	Duke	Jeffery	Moran	Soule
Blakely	Evans	Jenks	Morrissey	Steinberg
Bloch	Everett	Jesse	Moses	Stitt
Blodgett	Fenner	Judson	Mullen	Taylor
Bly	Finch	Kiernan	Neary	Trahan
Booth	Fox	Kirkland	Nichols	VanWagenen
Borkowski	Frerichs	Lattin	O'Connor	Wackerman
Brady	Gaffers	Leininger	Orr	Wallace
Brooks	Gage	Lewis	Pette	Walsh
Campbell E O	Galgano	Long	Porter	Warren
Campbell W W	Gardner	Lord	Rayher	Webb
Carroll	Gempler	Lown	Reiburn	Wells
Caulfield	Giaccone	Lyman	Reilly	Westall
Cheney	Gray	MacFarland	Reiss	Wheelock
Clayton	Greenwald	Martin	Rice	Whitcomb
Cole	Hackenburg	Mastick	Richford	Williams
Cosgrove	Hager	McArdle	Rowe	Witter
Cowee	Halpern	McCleary	Sackett	Wright
Crews	Harrington	McDonald	Schwab	Zimmerman
Crowley	Harris	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 719, Int. No. 681) entitled "An act in relation to nominations for public office to be voted for at the village election of the village of Endicott, in the year nineteen hundred and twenty-one," having been announced for a third reading,

On motion of Mr. Whitcomb, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 743, Int. No. 696) entitled "An act to amend the Banking Law, in relation to the pensioning of any officer or employee retiring from any savings and loan association," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McKee	Seelbach
Antin	Di Perro	Hawkins	McWhinney	Slacer
Aronson	Dobson	Henderson	Mead	Smith C C
Bailey	Doherty	Hunter	Merrigan	Smith J C
Barnes	Donohue	Hutchinson	Miller	Smith M L
Bartholomew	Downs	Jacobs	Moore J G	Smith T K
Baum	Druss	Jager	Moore T C	Solomon
Betts	Duke	Jeffery	Moran	Soule
Blakely	Evans	Jenks	Morrissey	Steinberg
Bloch	Everett	Jesse	Moses	Stitt
Blodgett	Fenner	Judson	Mullen	Taylor
Bly	Finch	Kiernan	Neary	Trahan
Booth	Fox	Kirkland	Nichols	VanWagenen
Borkowski	Frerichs	Lattin	O'Connor	Wackerman
Brady	Gaffers	Leininger	Orr	Wallace
Brooks	Gage	Lewis	Pette	Walsh
Campbell E C	Galgano	Long	Porter	Warren
Campbell W W	Gardner	Lord	Rayher	Webb
Carroll	Gempler	Lown	Reiburn	Wells
Caulfield	Giaccone	Lyman	Reilly	Westall
Cheney	Gray	MacFarland	Reiss	Wheelock
Clayton	Greenwald	Martin	Rice	Whitecomb
Cole	Hackenburg	Mastick	Richford	Williams
Cosgrove	Hager	McArdle	Rowe	Witter
Cowee	Halpern	McCleary	Sackett	Wright
Crews	Harrington	McDonald	Schwab	Zimmerman
Crowley	Harris	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Cheney offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on banks be discharged from the further consideration of Senate bill (No. 365, Rec. No. 71) entitled "An act to amend the Banking Law, in relation to the powers of investment companies."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Cheney, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Cheney, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McKee	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Slacer
Aronson	Dobson	Henderson	Mead	Smith C C
Bailey	Doherty	Hunter	Merrigan	Smith J C
Barnes	Donohue	Hutchinson	Miller	Smith M L
Bartholomew	Downs	Jacobs	Moore J G	Smith T K
Baum	Druss	Jager	Moore T C	Solomon
Betts	Duke	Jeffery	Moran	Soule
Blakely	Evans	Jenks	Morrissey	Steinberg
Bloch	Everett	Jesse	Moses	Stitt
Blodgett	Fenner	Judson	Mullen	Taylor
Bly	Finch	Kiernan	Neary	Trahan
Booth	Fox	Kirkland	Nichols	VanWagenen
Borkowski	Frerichs	Lattin	O'Connor	Wackerman
Brady	Gaffers	Leininger	Orr	Wallace
Brooks	Gage	Lewis	Pette	Walsh
Campbell E C	Galgano	Long	Porter	Warren
Campbell W W	Gardner	Lord	Rayher	Webb
Carroll	Gempler	Lown	Reiburn	Wells
Caulfield	Giaccone	Lyman	Reilly	Westall
Cheney	Gray	MacFarland	Reiss	Wheelock

Clayton	Greenwald	Martin	Rice	Whitcomb
Cole	Hackenburg	Mastick	Richford	Williams
Coogrove	Hager	McArdle	Rowe	Witter
Cowee	Halpern	McCleary	Sackett	Wright
Crows	Harrington	McDonald	Schwab	Zimmerman
Crowley	Harris	McGinnies		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly has concurred in the passage of the same.

The bill (No. 568, Int. No. 548) entitled "An act to amend the Banking Law, in relation to the powers of investment companies," having been announced for a third reading,

On motion of Mr. Cheney, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 747, Int. No. 700) entitled "An act to amend the Banking Law, relating to the withdrawal of unpledged shares in a savings and loan association belonging to the estate of a deceased member thereof," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McKee	Seelbach
Antin	Di Perro	Hawkins	McWhinney	Slacer
Aronson	Dobson	Hutchinson	Mead	Smith C C
Bailey	Doherty	Hunter	Merrigan	Smith J C
Barnes	Donohue	Hutchinson	Miller	Smith M L
Bartholomew	Downs	Jacobs	Moore J G	Smith T K
Baum	Druss	Jager	Moore T C	Solomon
Betts	Duke	Jeffery	Moran	Soule
Blakely	Evans	Jenks	Morrissey	Steinberg
Bloch	Everett	Jesse	Moses	Stitt
Blodgett	Fenner	Judson	Mullen	Taylor
Bly	Finch	Kiernan	Neary	Trahan
Booth	Fox	Kirkland	Nichols	Van Wagenen
Borkowski	Frerichs	Lattin	O'Connor	Wackerman
Brady	Gaffers	Leininger	Orr	Wallace
Brooks	Gage	Lewis	Pette	Walsh

Campbell E C	Galgano	Long	Porter	Warren
Campbell W W	Gardner	Lord	Rayher	Webb
Carroll	Gempler	Lown	Reiburn	Wells
Caulfield	Giaccone	Lyman	Reilly	Westall
Cheney	Gray	MacFarland	Reiss	Wheelock
Clayton	Greenwald	Martin	Rice	Whitcomb
Cole	Hackenburger	Mastick	Richford	Williams
Cosgrove	Hager	McArdle	Rowe	Witter
Cowee	Halpern	McCleary	Sackett	Wright
Crows	Harrington	McDonald	Schwab	Zimmerman
Crowley	Harris	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 676, Int. No. 640) entitled "An act to amend the Village Law, in relation to the establishment of police departments in certain villages," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McKee	Seelbach
Antin	Di Perro	Hawkins	McWhinney	Slacer
Aronson	Dobson	Henderson	Mead	Smith C C
Bailey	Doherty	Hunter	Merrigan	Smith J C
Barnes	Donohue	Hutchinson	Miller	Smith M L
Bartholomew	Downs	Jacobs	Moore J G	Smith T K
Baum	Druss	Jager	Moore T C	Solomon
Betts	Duke	Jeffery	Moran	Soule
Blakely	Evans	Jenks	Morrissey	Steinberg
Bloch	Everett	Jesse	Moses	Stitt
Blodgett	Fenner	Judson	Mullen	Taylor
Bly	Finch	Kiernan	Neary	Trahan
Booth	Fox	Kirkland	Nichols	VanWagenen
Borkowski	Frerichs	Lattin	Orr	Wackerman
Brady	Gaffers	Leininger	O'Connor	Wallace
Brooks	Gage	Lewis	Pette	Walsh
Campbell E C	Galgano	Long	Porter	Warren
Campbell W W	Gardner	Lord	Rayher	Webb
Carroll	Gempler	Lown	Reiburn	Wells
Caulfield	Giaccone	Lyman	Reilly	Westall
Cheney	Gray	MacFarland	Reiss	Wheelock
Clayton	Greenwald	Martin	Rice	Whitcomb
Cole	Hackenburger	Mastick	Richford	Williams

Cosgrove	Hager	McArdle	Rowe	Witter
Cowee	Halpern	McCleary	Sackett	Wright
Crews	Harrington	McDonald	Schwab	Zimmerman
Crowley	Harris	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 550, Int. No. 530) entitled "An act to amend chapter two hundred and sixty-six of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend, revise and consolidate the acts relating to the village of Horseheads, in Chemung county, and to enlarge the powers of the corporation of said village,' generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McKee	Seelbach
Antin	Di Perro	Hawkins	McWhinney	Slacer
Aronson	Dobson	Henderson	Mead	Smith C C
Bailey	Doherty	Hunter	Merrigan	Smith J C
Barnes	Donohue	Hutchinson	Miller	Smith M L
Bartholomew	Downs	Jacobs	Moore J G	Smith T K
Baum	Druss	Jager	Moore T C	Solomon
Betts	Duke	Jeffery	Moran	Soule
Blakely	Evans	Jenks	Morrissey	Steinberg
Bloch	Everett	Jesse	Moses	Stitt
Blodgett	Fenner	Judson	Mullen	Taylor
Bly	Finch	Kiernan	Neary	Trahan
Booth	Fox	Kirkland	Nichols	VanWagenen
Borkowski	Frerichs	Lattin	O'Connor	Wackerman
Brady	Gaffers	Leininger	Orr	Wallace
Brooks	Gage	Lewis	Pette	Walsh
Campbell E C	Galgano	Long	Porter	Warren
Campbell W W	Gardner	Lord	Rayher	Webb
Carroll	Gempler	Lown	Reiburn	Wells
Caulfield	Giaccone	Lyman	Reilly	Westall
Cheney	Gray	MacFarland	Reiss	Wheelock
Clayton	Greenwald	Martin	Rice	Whitcomb
Cole	Hackenbury	Mastick	Richford	Williams
Cosgrove	Hager	McArdle	Rowe	Witter
Cowee	Halpern	McCleary	Sackett	Wright
Crews	Harrington	McDonald	Schwab	Zimmerman
Crowley	Harris	McGinnies		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 2, 1921.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of the Senate bill (No. 68, Rec. No. 5) entitled "An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to the compensation of assessors," for the purpose of amendment.

By order of the Senate,
ERNEST A. FAY,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 790, Int. No. 737) entitled "An act to amend the Banking Law, in relation to national bank becoming State bank," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Rosslyn M. Cox, mayor of the city of Middletown, returning Assembly bill (No. 371, Int. No. 50) entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown, and the acts amendatory thereof,' in relation to the sum which can be raised annually for carrying on the ordinary affairs and general expenses of the city," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr.

the House adjourned.

THURSDAY, MARCH 3, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with, and the same was approved.

Mr. Speaker presented the annual report of the New York Monument Commission, which was laid upon the table and ordered printed.

(See Document.)

The Senate sent for concurrence the following entitled bills:

"An act to amend the Decedent Estate Law, in relation to the recording of wills probated outside the State" (No. 206, Rec. No. 85), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Village Law, in relation to ordinances regulating the use and construction of electric light and power wiring" (No. 423, Rec. No. 86), which was read the first time and referred to the committee on affairs of villages.

"An act to amend the Greater New York charter, in relation to the period of service of members of the police force of the board of water supply or appointed to the fire department of the city of New York" (No. 385, Rec. No. 87), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the charter of the city of Mechanicville, in relation to the general municipal election and municipal primary" (No. 466, Rec. No. 88), which was read the first time.

On motion of Mr. C. C. Smith, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. C. C. Smith, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McGinnies	Seelbach
Antin	Di Perro	Harris	McWhinney	Smith C C
Aronson	Dobson	Hausner	Mead	Smith J C
Bailey	Doherty	Henderson	Merrigan	Smith M L
Barnes	Donohue	Hunter	Miller	Smith T K
Bartholomew	Downs	Hutchinson	Moore J G	Solomon
Baum	Druss	Jacobs	Moore T C	Soule
Betts	Duke	Jeffery	Moran	Steinberg
Blakely	Ellsworth	Jenks	Morrissey	Trahan
Blodgett	Evans	Judson	Moses	Ullman
Bly	Fenner	Kiernan	Mullen	VanWagenen
Booth	Finch	Kirkland	Neary	Wackerman
Borkowski	Fox	Lattin	Nichols	Wallace
Brady	Frerichs	Leininger	Orr	Walsh
Brooks	Gaffers	Lewis	Pette	Warren
Brundage	Gage	Long	Porter	Webb
Campbell E C	Galgano	Lord	Rayher	Wells
Campbell W W	Gardner	Lown	Reiburn	Westall
Carroll	Giaccone	Lyman	Reilly	Wheelock
Cheney	Gray	MacFarland	Reiss	Whitcomb
Clayton	Greenwald	Martin	Rice	Williams
Cole	Hackenburg	Mastick	Richford	Witter
Cosgrove	Hager	McArdle	Rowe	Wright
Cowee	Halpern	McCleary	Sackett	Zimmerman
Crews	Hamill	McDonald	Seaker	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to authorize certain cities of the first class to make appropriations for educational purposes in addition to those contained in the annual budget for nineteen hundred and twenty-one, and to incur indebtedness and issue bonds or other obligations to meet such appropriations" (No. 366, Rec. No. 89), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Tenement House Law, generally" (No. 100, Rec. No. 90), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section eight-one of chapter sixty-two of the Laws, of nineteen hundred and nine, entitled 'An act in relation to taxation, constituting chapter sixty of the Consolidated Laws,' as amended by chapter two hundred and forty of the Laws of nineteen hundred and nine, and further amended by chapter three hundred and thirty-two of the Laws of nineteen hundred and sixteen" (No. 373, Rec. No. 91), which was read the first time and referred to the committee on taxation and retrenchment.

"An act in relation to maintenance and repair of an improved highway in the town of Lawrence, Saint Lawrence county, constituting a connecting link between State routes thirty and thirty-two" (No. 235, Rec. No. 92), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Highway Law, in relation to the acquisition of certain toll bridges at the expense of the State" (No. 501, Rec. No. 93), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Greater New York charter, in relation to temporary transfer of employees" (No. 497, Rec. No. 94), which was read the first time and referred to the committee on affairs of cities.

"An act to repeal section three hundred and fifty-five-a of the Greater New York charter, relating to pension of a member of police force after service as commissioner or deputy" (No. 355, Rec. No. 95), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Greater New York charter, in relation to devolving upon the commissioner of plant and structures powers and duties of the president of the borough of Manhattan relating to certain viaducts" (No. 371, Rec. No. 96), which was read the first time and referred to committee on affairs of cities.

"An act act to amend the County Law, in relation to the office of the register of the county of New York" (No. 499, Rec. No. 97), which was read the first time and referred to the committee on internal affairs.

Mr. Burchill introduced a bill entitled "An act to authorize the reinstatement, in the police department of the city of New York, of Edward J. Lafferty, former patrolman, who resigned from such position in the year nineteen hundred and eighteen" (Int. No. 1056), which was read the first time and referred to the committee on affairs of cities.

Mr. Cowee introduced a bill entitled "An act to amend the Personal Property Law, in relation to the investment of trust funds" (Int. No. 1057), which was read the first time and referred to the committee on banks.

Mr. Crowley introduced a bill entitled "An act to protect persons performing labor or furnishing materials for construction,

alteration or repair of public work" (Int. No. 1058), which was read the first time and referred to the committee on ways and means.

Mr. Dobson introduced a bill entitled "An act to confer jurisdiction of a certain claim of the Industrial Distilling Company upon the Court of Claims notwithstanding the failure to file a notice of intention" (Int. No. 1059), which was read the first time and referred to the committee on claims.

Mr. Evans introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the Remsen and The West Canada Creek Telephone Company, a domestic corporation, duly incorporated, organized and existing under and by virtue of the Transportation Corporations Law of the State of New York, against the State, for damages caused by the alleged unlawful acts of the State of New York, in the construction of a dam, or reservoir across the West Canada creek, at the village of Hinckley, New York, for Barge canal purposes" (Int. No. 1060), which was read the first time and referred to the committee on claims.

Mr. Everett introduced a bill entitled "An act to amend chapter five hundred and five of the Laws of eighteen hundred and sixty-five, entitled 'An act to provide for the improvement of the navigation of the Oswegatchie river, and of the hydraulic power thereon, and to check freshets therein,' in relation to qualifications and duties of commissioners for improvements on the Oswegatchie river, and mailing of copies of certain schedules by such commissioners" (Int. No. 1061), which was read the first time and referred to the committee on conservation.

Mr. Flynn introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to statements of quantity of gas, electricity and steam furnished to consumers" (Int. No. 1062), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Finch introduced a bill entitled "An act to amend the Town Law, in relation to itinerant carnivals and similar shows" (Int. No. 1063), which was read the first time and referred to the committee on internal affairs.

Mr. Galgano introduced a bill entitled "An act to amend the

Code of Criminal Procedure, in relation to appeals to the Supreme Court by the defendant" (Int. No. 1064), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Criminal Procedure, in relation to the order in which the trial shall proceed" (Int. No. 1065), which was read the first time and referred to the committee on codes.

Mr. Harris introduced a bill entitled "An act to amend the Education Law, in regard to unlawful acts in connection with examinations" (Int. No. 1066), which was read the first time and referred to the committee on public education.

Also, "An act to confer jurisdiction on the Court of Claims to hear, try and determine the claim of John M. Steele against the State for damages sustained by him by reason of the trespass of the State of New York on property owned by him in the town of Pittsford in the construction of the Barge canal" (Int. No. 1067), which was read the first time and referred to the committee on claims.

Mr. Lieberman introduced a bill entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of Institutional Synagogue, a religious corporation in the city of New York" (Int. No. 1068), which was read the first time and referred to the committee on affairs of cities.

Mr. Merrigan introduced a bill entitled "An act to amend the Military Law, in relation to salary increases and promotion of civil service employees who were absent on military duty, and making appropriation therefor" (Int. No. 1069), which was read the first time and referred to the committee on ways and means.

Mr. T. C. Moore introduced a bill entitled "An act to amend chapter two hundred and sixty-eight of the Laws of nineteen hundred and four, entitled 'An act to provide for a pension fund for the police force of the city of New Rochelle,' generally" (Int. No. 1070), which was read the first time and referred to the committee on affairs of cities.

Mr. McCleary introduced a bill entitled "An act to amend the Public Buildings Law, in relation to the maintenance and im-

provement of the Guy Park House and grounds, making an appropriation therefor, and repealing an act in relation thereto" (Int. No. 1071), which was read the first time and referred to the committee on ways and means.

Mr. McKee introduced a bill entitled "An act to amend the Education Law, in relation to salary of librarian of law library in Bronx county" (Int. No. 1072), which was read the first time and referred to the committee on public education.

Mr. Rayher introduced a bill entitled "An act to amend the Labor Law, in relation to the powers of the industrial board to fix a minimum wage for women workers" (Int. No. 1073), which was read the first time and referred to the committee on labor and industries.

Mr. Rowe introduced a bill entitled "An act to amend the Civil Service Law, in relation to the preference to be given to civil service employees separated from the service of the State, or any of its civil divisions" (Int. No. 1074), which was read the first time and referred to the committee on the judiciary.

Mr. J. C. Smith introduced a bill entitled "An act to amend the Public Health Law, in relation to the public health council" (Int. No. 1075), which was read the first time and referred to the committee on public health.

Mr. T. K. Smith introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Duncan W. Peck, Ida V. Peck, Eunice M. Peck and Rhobie L. Sargent, constituting the copartnership firm of John White and Company, against the State for damages caused by the failure of the State to cause brine for the manufacture of salt to be supplied to claimants as required by the terms of a lease made by the State under date of August fifth, eighteen hundred and eighty-four" (Int. No. 1076), which was read the first time and referred to the committee on claims.

Mr. Zimmerman introduced a bill entitled "An act to authorize the local assessment of certain Barge canal and terminal lands of the State in the city of Tonawanda, for the benefit thereto from the paving the East Niagara street in such city" (Int. No. 1077), which was read the first time and referred to the committee on ways and means.

Mr. Lord introduced a bill entitled "An act to amend the State Charities Law, in relation to admission to the New York State Woman's Relief Corps Home" (Int. No. 1078), which was read the first time and referred to the committee on soldiers' home.

Mr. Wheelock introduced a bill entitled "An act to amend the Highway Law, in relation to fees for registration of motor vehicles" (Int. No. 1079), which was read the first time and referred to the committee on internal affairs.

Mr. Crowley introduced a bill entitled "An act to amend the Memberships Corporations Law, in relation to purposes for which boards of trade may be formed" (Int. No. 1080), which was read the first time and referred to the committee on the judiciary.

Mr. Gaffers introduced a bill entitled "An act to amend chapter one hundred and thirty of the Laws of nineteen hundred and fifteen, entitled 'An act to revise the charter of the city of Cohoes,' in relation to the collection of unpaid State and county taxes" (Int. No. 1081), which was read the first time and referred to the committee on affairs of cities.

Mr. Miller introduced a bill entitled "An act to amend the Surrogate Court Act" (Int. No. 1082), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Code of Civil Procedure, in relation to surrogate acting as counsel or attorney in certain actions" (Int. No. 1083), which was read the first time and referred to the committee on codes.

Also, by unanimous consent, "An act to amend the charter of the city of Batavia" (Int. No. 1084), which was read the first time and referred to the committee on affairs of cities.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. T. C. Moore (No. 819, Int. No. 766) entitled "An act to amend chapter three hundred and eleven of the Laws of nineteen hundred and sixteen, entitled 'An act in relation to issuing bonds to pay for repaving Columbus avenue in the city of Mount Vernon,'" reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett.

Also, Assembly bill introduced by Mr. T. C. Moore (No. 820,

Int. No. 767) entitled "An act to amend chapter one hundred and seventy-six of the Laws of nineteen hundred and five, entitled 'An act relating to the paving and grading of streets and highways in the city of Mount Vernon, and authorizing such city to raise money therefor by the issue of bonds,'" reported in favor of the passage of the same, without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett. which report was agreed to, and said bills placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Jesse (No. 232, Int. No. 230) entitled "An act to amend the Greater New York charter, in relation to temporary transfer of employees," reported in favor of the passage of the same with the following amendments:

On page 2, line 8, after the word "courts" strike out the period and insert a comma and the words "as the head thereof may consent to".

Those who voted in the affirmative were: Messrs. Blakely, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Seaker, from the committee on railroads, to which was referred Assembly bill introduced by Mr. McDonald (No. 460, Int. No. 451) entitled "An act to amend the Railroad Law, in relation to construction of street surface railroads in Pelham Bay park in the city of New York," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Seaker, Yale, Caulfield, Trahan, Baum, Wallace, Nichols, Hamill, Taylor.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Harris, from the committee on public printing, to which was referred Assembly bill introduced by Mr. Richford (No. 969, Int. No. 891) entitled "An act to amend the Education Law, in relation to the Supreme Court library at Elmira," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Harris, Soule, Gage, Jacobs, Greenwald, Wright, Bailey, O'Connor. which report was agreed to, and said bill placed on the order of second reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Civil Practice Act, generally." (No. 881, Int. No. 516.)

"An act giving power to the trustees of the village of Shoreham, Suffolk county, New York, to lease a portion of the buildings on the shore front in such village to the Shoreham Country Club, Incorporated, for a club house." (No. 753, Int. No. 706.)

"An act to amend the Surrogate Court Act, generally." (No. 879, Int. No. 515.)

Mr. McWhinney offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on social welfare be discharged from the further consideration of the bill (No. 948, Int. No. 870) entitled "An act to create the Suffolk county board of child welfare, to define its powers and duties, and to abolish the board of child welfare established in such county, under the provisions of the General Municipal Law."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. McWhinney moved to amend as follows:

Page 1, strike out lines 1 to 9, inclusive.

Page 2, strike out lines 1 to 10, inclusive, and insert:

"Section 1. Suffolk county board of child welfare established. The Suffolk county board of child welfare is hereby established and the words 'the board' when used in this act mean the Suffolk county board of child welfare. The board shall consist of five members as follows: the superintendent of the poor of Suffolk county, two members of the Suffolk county board of supervisors to be designated by such board of supervisors, and two citizens of the county to be appointed by the county judge. The two appointive members of the board shall be appointed by the county judge for such terms that the term of one appointive member shall expire biennially thereafter. The first appointments shall be made within thirty days after this act shall take effect. Upon the

expiration of the term of office of an appointive member of the board his successor shall be appointed by the county judge for a full term of four years. In case of the failure of any appointive member to attend meetings of the board during a period of three consecutive months it shall be the duty of the secretary of the board at once to certify such fact to the county judge. Unless the county judge excuse such absence in writing within ten days after such notification by the secretary for illness or other good and sufficient reason the term of office of such member shall at once cease and determine. Such excuse shall be filed with and made a part of the records of the board. If a vacancy occur other than by expiration of term of office of an appointive member of the board it shall be filled for the unexpired term. It shall be the duty of the county judge to fill every vacancy within thirty days after such vacancy occurs. Appointments shall be made in writing and filed with the county clerk. At least two members of the board shall be women."

Page 3, strike out lines 9 to 15, inclusive, and insert:

" 5. Employ a director who shall be its executive officer and who subject to the general supervision and oversight of the board shall perform the functions necessary to the carrying out of this act. Such director shall hold office at the pleasure of the board and shall be subject to removal by the state board of charities for reasons stated in writing and after an opportunity to be heard."

Page 4, line 16, begin new paragraph with " 1."

Page 5, strike out lines 4, 5, and 6 and insert:

" c. Receive as a public charge upon the county any child adjudged destitute or without proper guardianship by a court or magistrate of competent jurisdiction."

Strike out lines 10 to 20, inclusive.

Line 24, strike out " In such cases " and begin following word " where " with capital.

Page 6, strike out lines 20 to 23, inclusive, and insert:

" a. Receive as public charges upon the county all delinquent children committed by any court or magistrate unless committed to a State institution, and no children shall be committed by such courts or magistrates except to the board or to a State institution."

Page 8, strike out lines 13 to 18, inclusive, and insert:

" f. Administer relief in their homes to destitute mothers with children under the age of sixteen years when such mothers are in the opinion of the board fit physically, mentally and morally to care for their children and when the board deems such relief necessary to prevent the separation of such children from their mothers."

After line 21 insert:

"h. Place children so received in suitable instances in family homes under proper safeguards either directly or through duly incorporated child-caring societies or institutions. Such placements shall in no case relieve the board from responsibility for or supervision over such children during their minority unless or until the guardianship of such children is assumed by foster parents through legal adoption or they are returned to their parents. Such children shall be subject to the visitation and supervision of the State Board of Charities and may if found improperly or unsuitably cared for be returned upon the order of the State Board of Charities to the county board of child welfare."

Line 22, strike out "h" and insert "i".

Page 10, line 13, strike out "in their owner home".

Strike out line 15 and the first six words of line 16.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. McWhinney, said bill was ordered reprinted and recommitted to said committee.

Mr. Hamill offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 954, Int. No. 876) entitled "An act to amend the Greater New York charter, in relation to a bureau of commissary for the police and fire departments."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced; Mr. Hamill moved to amend as follows:

Page 1, in the second line of the title, after the word "police" insert a comma and strike out the word "and".

Page 1, in the second line of the title after the word "fire" insert "and street cleaning".

Page 1, line 7, after the word "POLICE" insert a comma, and strike out the word "And" and insert after the word "Fire" the words "AND STREET CLEANING".

Page 1, line 8, after the word "police" insert a comma, and strike out the word "and" and insert after the word "fire" the words "and street cleaning".

Page 2, line 1, after the word "POLICE" insert a comma, and strike out the word "AND" and insert after the word "FIRE" the words "AND STREET CLEANING".

Page 2, line 2, after the word "police" insert a comma.

Page 2, line 3, strike out the word "and" at the commencement of the line, and insert after the word "fire" the words "and street cleaning".

Page 2, line 11, after the second appearance of the word "commissioner" insert the following "the street commissioner".

Page 2, line 15, after the word "police" insert a comma, and strike out the word "and" at the end of the line.

Page 2, line 16, after the word "fire" insert the words "and street cleaning".

Page 2, line 23, between the words "of" and "such" insert the word "any".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Hamill, said bill was ordered reprinted and recomitted to said committee.

The bill (No. 744, Int. No. 697) entitled "An act to amend the Highway Law, in relation to the construction of county roads in certain cities of the third class," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McGinnies	Seelbach
Antin	Di Pirro	Harris	McWhinney	Smith C C
Aronson	Dobson	Hausner	Mead	Smith J C
Bailey	Doherty	Henderson	Merrigan	Smith M L
Barnes	Donohue	Hunter	Miller	Smith T K
Bartholomew	Downs	Hutchinson	Moore J G	Solomon
Baum	Druss	Jacobs	Moore T C	Soule
Betts	Duke	Jeffery	Moran	Steinberg
Blakely	Ellsworth	Jenks	Morrissey	Trahan
Blodgett	Evans	Judson	Moses	Ullman
Bly	Fenner	Kiernan	Mullen	Van Wagenen
Booth	Finch	Kirkland	Neary	Wackerman
Borkowski	Fox	Lattin	Nichols	Wallace
Brady	Frerichs	Leininger	Orr	Walah
Brooks	Gaffers	Lewis	Pette	Warren
Brundage	Gage	Long	Porter	Webb
Campbell E C	Galgano	Lord	Rayher	Wells

Campbell W W	Gardner	Lown	Reiburn	Westall
Carroll	Giaccone	Lyman	Reilly	Wheelock
Cheney	Gray	MacFarland	Reiss	Whitcomb
Clayton	Greenwald	Martin	Rice	Williams
Cole	Hackenburg	Mastick	Richford	Witter
Cosgrove	Hager	McArdle	Rowe	Wright
Cowee	Halpern	McCleary	Sackett	Zimmerman
Crews	Hamill	McDonald	Seaker	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 978, Int. No. 291) entitled "An act to amend chapter five hundred and fifty-one of the Laws of nineteen hundred and nine, entitled 'An act creating a bureau of buildings in the city of Albany,' in relation to appeals," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McGinnies	Seelbach
Antin	Di Pirro	Harris	McWhinney	Smith C O
Aronson	Dobson	Hausner	Mead	Smith J C
Bailey	Doherty	Henderson	Merrigan	Smith M L
Barnes	Donohue	Hunter	Miller	Smith T K
Bartholomew	Downs	Hutchinson	Moore J G	Solomen
Baum	Druss	Jacobs	Moore T C	Soule
Betts	Duke	Jeffery	Moran	Steinberg
Blakey	Ellsworth	Jenks	Morrissey	Trahan
Blodgett	Evans	Judson	Moses	Ullman
Bly	Fenner	Kiernan	Mullen	Van Wageningen
Booth	Finch	Kirkland	Neary	Wackerman
Borkowski	Fox	Lattin	Nichols	Wallace
Brady	Franchot	Leininger	Orr	Walsh
Brooks	Gaffers	Lewis	Pette	Warren
Brundage	Gage	Long	Porter	Webb
Campbell B C	Galgano	Lord	Rayher	Wells
Campbell W W	Gardner	Lown	Reiburn	Westall
Carroll	Giaccone	Lyman	Reilly	Wheelock
Cheney	Gray	MacFarland	Reiss	Whitcomb
Clayton	Greenwald	Martin	Rice	Williams
Cole	Hackenburg	Mastick	Richford	Witter
Cosgrove	Hager	McArdle	Rowe	Wright
Cowee	Halpern	McCleary	Sackett	Zimmerman
Crews	Hamill	McDonald	Seaker	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1038, Int. No. 742) entitled "An act to amend chapter nine hundred and two of the Laws of nineteen hundred and twenty, entitled 'An act to provide for a convention, representing the judiciary and the bar, to consider and adopt rules of civil practice, and making an appropriation therefor,' in relation to extending the time for filing the rules," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McGinnies	Sealbach
Antin	Di Pirro	Harris	McWhinney	Smith C C
Aronson	Dobson	Hausner	Mead	Smith J C
Bailey	Doherty	Henderson	Merrigan	Smith M L
Barnes	Donohue	Hunter	Miller	Smith T K
Bartholomew	Downs	Hutchinson	Moore J G	Solomon
Baum	Druss	Jacobs	Moore T C	Soule
Betts	Duke	Jeffery	Moran	Steinberg
Blakely	Ellsworth	Jenks	Morrissey	Trahan
Blodgett	Evans	Judson	Moses	Ullman
Bly	Fenner	Kiernan	Mullen	VanWagenen
Booth	Finch	Kirkland	Neary	Wackerman
Borkowski	Fox	Lattin	Nichols	Wallace
Brady	Frerichs	Leininger	Orr	Walsh
Brooks	Gaffers	Lewis	Pette	Warren
Brundage	Gage	Long	Porter	Webb
Campbell E O	Galgano	Lord	Rayher	Wells
Campbell W W	Gardner	Lown	Reiburn	Westall
Carroll	Giaccone	Lyman	Reilly	Wheelock
Cheney	Gray	MacFarland	Reiss	Whitcomb
Clayton	Greenwald	Martin	Rice	Williams
Cole	Hackenburger	Mastick	Richford	Witter
Cosgrove	Hager	McArdle	Rowe	Wright
Cowee	Halpern	McCleary	Seaker	Zimmerman
Crews	Hamill	McDonald		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 980, Int. No. 528) entitled "An act to amend the Highway Law, in relation to the amount which may be raised for the purchase or repairs of highway machinery," was read the

third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McGinnies	Seelbach
Antin	Di Pirro	Harris	McWhinney	Smith C C
Aronson	Dobson	Hausner	Mead	Smith J C
Bailey	Doherty	Henderson	Merrigan	Smith M L
Barnes	Donohue	Hunter	Miller	Smith T K
Bartholomew	Downs	Hutchinson	Moore J G	Solomon
Baum	Druss	Jacobs	Moore T C	Soule
Betts	Duke	Jeffery	Moran	Steinberg
Blakely	Ellsworth	Jenks	Morrissey	Trahan
Blodgett	Evans	Judson	Moses	Ullman
Bly	Fenner	Kiernan	Mullen	VanWagenen
Booth	Finch	Kirkland	Neary	Wackerman
Borkowski	Fox	Lattin	Nichols	Wallace
Brady	Frerichs	Leininger	Orr	Walsh
Brooks	Gaffers	Lewis	Pette	Warren
Brundage	Gage	Long	Porter	Webb
Campbell E O	Galgano	Lord	Rayher	Wells
Campbell W W	Gardner	Lown	Reiburn	Westall
Carroll	Giaccone	Lyman	Reilly	Wheelock
Chaney	Gray	MacFarland	Reiss	Whitcomb
Clayton	Greenwald	Martin	Rice	Williams
Cole	Hackenburg	Mastick	Richford	Witter
Cosgrove	Hager	McArdle	Rowe	Wright
Cowee	Halpern	McCleary	Sackett	Zimmerman
Crews	Hamill	McDonald	Seaker	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 816, Int. No. 763) entitled "An act to amend chapter two hundred and fifty-one of the Laws of nineteen hundred and twenty, entitled 'An act to detach a portion of the village of Lawrence and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon,' in relation to providing for the payment by the owners of property detached of a proportionate share of existing village liability and indebtedness," was read the third

time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McGinnies	Seelbach
Antin	Di Pirro	Harris	McWhinney	Smith C G
Aronson	Dobson	Hausner	Mead	Smith J C
Bailey	Doherty	Henderson	Merrigan	Smith M L
Barnes	Donohue	Hunter	Miller	Smith T K
Bartholomew	Downs	Hutchinson	Moore J G	Solomon
Baum	Druss	Jacobs	Moore T C	Soule
Betts	Duke	Jeffery	Moran	Steinberg
Blakely	Ellsworth	Jenks	Morrissey	Trahan
Blodgett	Evans	Judson	Moses	Ullman
Bly	Fenner	Kiernan	Mullen	VanWagenen
Booth	Finch	Kirkland	Neary	Wackerman
Borkowski	Fox	Lattin	Nichols	Wallace
Brady	Franchot	Leininger	Orr	Walsh
Brooks	Gaffers	Lewis	Pette	Warren
Brundage	Gage	Long	Porter	Webb
Campbell E C	Galgano	Lord	Rayher	Wells
Campbell W W	Gardner	Lown	Reiburn	Westall
Carroll	Giaccone	Lyman	Reilly	Wheelock
Cheney	Gray	MacFarland	Reiss	Whitcomb
Clayton	Greenwald	Martin	Rice	Williams
Cole	Hackenbarg	Mastick	Richford	Witte
Cosgrove	Hager	McArdle	Rowe	Wright
Cowee	Halpern	McCleary	Sackett	Zimmerman
Crews	Hamill	McDonald	Seaker	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 979, Int. No. 655) entitled "An act to amend the Mechanicville city charter, in relation to the general municipal election and municipal primary," having been announced for a third reading,

On motion of Mr. C. C. Smith, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 934, Int. No. 429) entitled "An act to amend the Tax Law, in relation to reorganizing the State Tax Commission and defining its powers and duties and transferring thereto

certain powers, duties and jurisdiction of the Comptroller and Secretary of State," having been announced for a second reading,

On motion of Mr. Judson, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 785, Int. No. 106) entitled "An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquor," having been announced, Mr. Gage moved to amend as follows:

Page 2, line 20, strike out "a sum not less than five hundred" and insert "an amount to be fixed by the magistrate,".

Page 2, line 21, strike out "dollars".

Page 3, line 19, strike out "notice or".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 981, Int. No. 108) entitled "An act to amend the Civil Rights Law, in relation to the recovery of damages suffered by reason of selling or giving away intoxicating liquor," having been announced for a second reading,

On motion of Mr. Gage, and by unanimous consent, said bill was ordered placed on the second reading calendar for Friday next.

The bill (No. 983, Int. No. 107) entitled "An act to amend the Penal Law, in relation to intoxicating liquor, repealing the Liquor Tax Law and the City Local Option Law, and providing for completing the unfinished business of the State Excise Department," having been announced for a second reading,

On motion of Mr. Gage, and by unanimous consent, said bill was ordered placed on the second reading calendar for Friday next.

The bill (No. 274, Int. No. 272) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article six of the Constitution, in relation to compensation of judges and associate judges of the Court of Appeals," was read the second time.

On motion of Mr. Adler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 884, Int. No. 826) entitled "An act to incorporate The Heckscher Foundation for Children," was read the second time.

On motion of Mr. Bloch, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 201, Int. No. 199) entitled "An act to amend the Penal Law, in relation to violation of the Labor Law," was read the second time.

On motion of Mr. Brady, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 742, Int. No. 695) entitled "An act to amend the Town Law, in relation to appropriations by town boards for rental of rooms for posts," was read the second time.

On motion of Mr. E. C. Campbell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 287, Int. No. 285) entitled "An act to amend the Highway Law, in relation to motor vehicles, chauffeurs and operators, and penalties for violations of provisions relating to motor vehicles," was read the second time.

On motion of Mr. Donohue, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1020, Int. No. 935) entitled "An act to amend chapter three hundred and eleven of the Laws of nineteen hundred and twenty, entitled 'An act in relation to the assessment and collection of taxes in Suffolk county, and repealing certain special acts relating to the assessment and collection of taxes in such county,' generally," was read the second time.

On motion of Mr. Downs, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 947, Int. No. 869) entitled "An act to amend the Real Property Law, in relation to the filing of maps in Suffolk county," was read the second time.

On motion of Mr. Downs, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 857, Int. No. 804) entitled "An act to authorize the Comptroller of the State to hear and determine the application of Joseph A. Daughton, as trustee of a trust fund created under the will of John Welspiel, deceased, for the redemption

and fifteen of one acre of land in the town of Plattekill, Ulster county, assessed to Sarah Schoonmaker and described and bounded north and south by lands of E. L. Schoonmaker, east by the highway and west by the Central New England railroad," was read the second time.

On motion of Mr. Gardner, said bill was placed on the order of third reading and referred to the committee revision.

The bill (No. 776, Int. No. 729) entitled "An act to amend the Highway Law, in relation to bridges on county roads," was read the second time.

On motion of Mr. Kirkland, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 92, Int. No. 92) entitled "An act to amend the Code of Civil Procedure, in relation to payments of distributive shares and legacies to infants," was read the second time.

On motion of Mr. Lord, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 563, Int. No. 543) entitled "An act to amend chapter four hundred and eighty-five of the Laws of nineteen hundred and three, entitled 'An act to incorporate the Firemen's Benevolent Fund Association of the city of New Rochelle, New York,' in relation to changing the corporate name of such association," was read the second time.

On motion of Mr. T. C. Moore, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 625, Int. No. 597) entitled "An act to amend the Town Law, in relation to sidewalk districts in certain towns," was read the second time.

On motion of Mr. T. C. Moore, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 914, Int. No. 856) entitled "An act to amend the Penal Law, in relation to the unlawful use of the device of arms of the State," was read the second time.

On motion of Mr. T. C. Moore, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 312, Int. No. 311) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the filing of affidavits in certain cases," was read the second time.

third reading and referred to the committee on revision.

The bill (No. 734, Int. No. 356) entitled "An act to amend the Town Law, in relation to traffic policemen for hamlets and unincorporated villages," was read second time.

On motion of Mr. Webb, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 903, Int. No. 845) entitled "An act to amend the Highway Law, in relation to amount of damages to be paid on laying out, altering or discontinuing a highway," was read the second time.

On motion of Mr. Wheelock, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 841, Int. No. 788) entitled "An act to amend the Highway Law, in relation to the transfer of used motor vehicles," was read the second time.

On motion of Mr. Wheelock, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 359, Int. No. 359) entitled "An act to amend the Town Law, in relation to application of certain provisions to Livingston county," was read the second time.

On motion of Mr. Wheelock, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 680, Int. No. 644) entitled "An act to amend the Agricultural Law, in relation to compensation of owners of animals killed or appropriated by the State," was read the second time.

On motion of Mr. Witter, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 973, Int. No. 895) entitled "An act providing for the distribution of certain moneys, or portions thereof, remaining in the hands of the treasurers of different counties of the State, which was distributed to such counties under the appropriation made by chapter one of the Laws of nineteen hundred and twenty," was read the second time.

On motion of Mr. Witter, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 930, Int. No. 77) entitled "An act to amend the Judiciary Law, in relation to the designation of a daily

law journal by justices of the Supreme Court in the eighth judicial district," was read the second time.

On motion of Mr. Zimmerman, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 308, Rec. No. 40) entitled "An act to amend the Education Law, in relation to taxing lands of the State for school purposes in certain towns," was read the second time.

On motion of Mr. Booth, said bill was placed on the order of third reading.

The Senate bill (No. 221, Rec. No. 63) entitled "An act to amend the Penal Law, in relation to bribery of baseball players," was read the second time.

On motion of Mr. C. C. Smith, said bill was placed on the order of third reading.

The Senate bill (No. 332, Rec. No. 45) entitled "An act to amend an act entitled 'An act authorizing the Commissioners of the Land Office to convey to the city of Cortland all the right, title and interest of the State of New York in and to the whole or any portion of the site of the State Normal and Training School in such city,' by authorizing the conveyance of some portion thereof to the county of Cortland," was read the second time.

On motion of Mr. Rice, said bill was placed on the order of third reading.

The Senate bill (No. 420, Rec. No. 44) entitled "An act to amend chapter four hundred and fourteen of the Laws of nineteen hundred and eighteen, entitled 'An act to create a State commission to inquire into the subject of retirement pensions, allowances and annuities for State and municipal officers and employees, and making an appropriation therefor,' in relation to report by such commission," was read the second time.

On motion of Mr. Adler, said bill was placed on the order of third reading.

The Senate bill (No. 162, Rec. No. 69) entitled "An act to broaden the corporate purposes of the New York Association for Improving the Condition of the Poor," was read the second time.

On motion of Miss M. L. Smith, said bill was placed on the order of third reading.

amend the Election Law, in relation to first nominations by a new political party," was read the second time.

On motion Mr. Martin, said bill was placed on the order of third reading.

The Senate returned the bill (No. 156, Int. No. 156) entitled "An act to amend the Civil Service Law, in relation to returning veterans and pensioning them."

Also, the bill (No. 833, Int. No. 780) entitled "An act making an appropriation for new flues for the boilers at the Northern New York Institution for Deaf-Mutes at Malone."

Also, the bill (No. 211, Int. No. 209) entitled "An act to extend the time of Little Falls and Johnstown Railroad Company to begin and finish the construction of its road and put it in operation, and extending the corporate existence, powers, consents and franchises of the company."

Also, the bill (No. 91, Int. No. 91) entitled "An act to amend the Highway Law, in relation to the improvement, partly at county expense, of State routes to be constructed or improved with Federal aid."

Also, the bill (No. 518, Int. No. 505) entitled "An act authorize the town of Cheektowaga, in the county of Erie, to pay for certain legal services rendered such town in the years nineteen hundred and nineteen and nineteen hundred and twenty," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

Also, the bill (No. 634, Int. No. 600) entitled "An act to authorize the city of Newburgh to close portions of public streets in said city and to convey the same to the West Shore Railroad Company," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Newburgh.

Also, the bill (No. 635, Int. No. 601) entitled "An act to amend chapter five hundred and ninety of the Laws of nineteen hundred and seventeen, entitled 'An act to provide a charter for the city of Newburgh,' in relation to wards," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Newburgh.

Also, the bill (No. 509, Int. No. 496) entitled "An act to amend the charter of the city of Gloversville, generally," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Gloversville.

The privileges of the floor were extended to Hon. Chas. B. Ogdén.

On motion of Mr. Adler, the House adjourned.

FRIDAY, MARCH 4, 1921

The House met pursuant to adjournment.

Mr. McGinnies in the chair.

Prayer by Rev. Creighton R. Story.

On motion of Mr. Gage, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter three hundred and eleven of the Laws of nineteen hundred and sixteen, entitled 'An act in relation to issuing bonds to pay for repaving Columbus avenue in the city of Mount Vernon'" (No. 409, Rec. No. 98), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Town Law, in relation to appropriations by town boards in certain counties for rental of rooms for posts of war veterans" (No. 688, Rec. No. 99), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Town Law, in relation to street lighting" (No. 424, Rec. No. 100), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Civil Service Law, in relation to retiring civil war veterans and pensioning them" (No. 687, Rec. No.

mittee on the judiciary.

"An act to amend the New York City Municipal Court Code, in relation to service of summons by publication" (No. 255, Rec. No. 102), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the charter of the city of Rochester, generally" (No. 552, Rec. No. 103), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section one hundred and seventy-c of chapter thirty of the Laws of nineteen hundred and nine, entitled 'An act relating to highways, constituting chapter twenty-five of the Consolidated Laws,' as amended by chapter three hundred and twenty-four of the Laws of nineteen hundred and eighteen" (No. 432, Rec. No. 104), which was read the first time and referred to the committee on internal affairs.

"An act to amend chapter nine hundred and four of the Laws of nineteen hundred and twenty, entitled 'An act to provide for the improvement of Fulmer creek, at Mohawk, in the county of Herkimer, and making an appropriation therefor,' in relation to the improvement of Fulmer creek by the erection of dikes or other bank protection" (No. 475, Rec. No. 105), which was read the first time and referred to the committee on ways and means.

"An act to amend the charter of the city of Buffalo, in relation to members of the police and fire departments of said city" (No. 393, Rec. No. 106), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter two hundred and fifty-one of the Laws of nineteen hundred and twenty, entitled 'An act to detach a portion of the village of Lawrence and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon,' in relation to providing for the payment by the owners of property detached of a proportionate share of existing village liability and indebtedness" (No. 538, Rec. No. 107), which was read the first time and referred to the committee on affairs of villages.

"An act to amend the Town Law, in relation to traffic policemen for hamlets and unincorporated villages" (No. 686, Rec.

No. 108), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Conservation Law, in relation to the use of tip-ups in the waters of Dutchess county" (No. 354, Rec. No. 109), which was read the first time and referred to the committee on conservation.

"An act to amend the Railroad Law, in relation to coal jimmies and caboose cars" (No. 685, Rec. No. 110), which was read the first time and referred to the committee on railroads.

Mr. Barnes introduced a bill entitled "An act to amend the General Business Law, in relation to the sale of bread" (Int. No. 1085), which was read the first time and referred to the committee on general laws.

Also, "An act to amend the General Business Law, in relation to the method of sale of fruits and vegetables" (Int. No. 1086), which was read the first time and referred to the committee on general laws.

Also, "An act to amend the General Business Law, in relation to the net contents of containers to be indicated on the outside thereof" (Int. No. 1087), which was read the first time and referred to the committee on general laws.

Mr. Bloch introduced a bill entitled "An act to amend the Highway Law, in relation to the placing on motor vehicles used for hire of signs showing the ownership thereof" (Int. No. 1088), which was read the first time and referred to the committee on internal affairs.

Mr. Carroll introduced a bill entitled "An act to amend the General Construction Law, in relation to standard time, and to provide for the submission to the voters of the State, at the general election in November, nineteen hundred and twenty-one, the question 'Shall the standard time throughout the State be advanced one hour on the last Sunday in April of each year, and retarded one hour on the last Sunday in September?'" (Int. No. 1089), which was read the first time and referred to the committee on the judiciary.

Mr. Chamberlin introduced a bill entitled "An act to amend chapter three hundred and fifty-six of the Laws of nineteen hundred and seven, entitled 'An act to provide for the construc-

tion of intercepting sewers in and for the city of Syracuse,' in relation to authorizing and empowering the Syracuse intercepting sewer board to regulate and improve the channel of Onondaga creek from a point about two hundred and fifty feet west from Plum street to the Barge canal harbor, and the amount of bonds which may be issued thereunder" (Int. No. 1090), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter six hundred and eighty-five of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of public safety of the city of Syracuse,' in relation to the discipline of officers and members of the police and fire departments" (Int. No. 1091), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the General Municipal Law, in relation to recreation commissions in cities and villages" (Int. No. 1092), which was read the first time and referred to the committee on affairs of cities.

Mr. Gardner introduced a bill entitled "An act to amend the Insurance Law, in relation to the investments of insurance companies other than life" (Int. No. 1093), which was read the first time and referred to the committee on insurance.

Also, "An act to amend the Insurance Law, in relation to investments" (Int. No. 1094), which was read the first time and referred to the committee on insurance.

Mr. Lattin introduced a bill entitled "An act to amend the County Law, in relation to public health nurses" (Int. No. 1095), which was read the first time and referred to the committee on public health.

Mr. Martin introduced a bill entitled "An act to amend the County Law, in relation to the creation of county purchasing departments and agencies" (Int. No. 1096), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Stock Corporation Law, in relation to the separation of the powers of a stock corporation" (Int. No. 1097), which was read the first time and referred to the committee on the judiciary.

Mr. Fette introduced a bill entitled "An act to amend the Transportation Corporations Law, in relation to prohibiting the charge or collection of rent on electric light meters" (Int. No. 1098), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Reilly introduced a bill entitled "An act providing for the construction of a bridge across Gowanus canal and connecting Second avenue with Bond street in the borough of Brooklyn, city of New York" (Int. No. 1099), which was read the first time and referred to the committee on affairs of cities.

Mr. Schwab introduced a bill entitled "An act to amend the Greater New York charter, in relation to janitors' helpers" (Int. No. 1100), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Greater New York charter, in relation to the filling in of lands covered with water" (Int. No. 1101), which was read the first time and referred to the committee on affairs of cities.

Mr. Jeffery introduced a bill entitled "An act to amend the Conservation Law, in relation to hunting and trapping licenses" (Int. No. 1102), which was read the first time and referred to the committee on conservation.

Mr. McKee introduced a bill entitled "An act to establish a minimum wage commission and define its powers and duties, and to provide for the fixing of minimum wages for women and minor workers, and to provide penalties for violation of this act" (Int. No. 1103), which was read the first time and referred to the committee on the judiciary.

Mr. Reilly introduced a bill entitled "An act conferring jurisdiction upon the board of estimate and apportionment of the city of New York to hear and determine the alleged claim of Thomas McGuire for personal injuries alleged to have been sustained by him in the year nineteen hundred and seventeen" (Int. No. 1104), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the General Business Law, in relation to security to be given by persons engaged in the laundry business" (Int. No. 1105), which was read the first time and referred to the committee on general laws.

Also, "An act to amend the General Business Law, in relation to security to be given by truckmen and common carriers of freight" (Int. No. 1106), which was read the first time and referred to the committee on general laws.

Mr. Betts introduced a bill entitled "An act to amend the Conservation Law, in relation to the use of nets in Lakes Erie and Ontario" (Int. No. 1107), which was read the first time and referred to the committee on conservation.

Mr. Everett introduced a bill entitled "An act to amend the Conservation Law, in relation to fish and game" (Int. No. 1108), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to tip-ups" (Int. No. 1109), which was read the first time and referred to the committee on conservation.

Mr. Betts introduced a bill entitled "An act to amend the Conservation Law, in relation to beavers" (Int. No. 1110), which was read the first time and referred to the committee on conservation.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Bloch (No. 884, Int. No. 826) entitled "An act to incorporate The Heckscher Foundation for Children."

Also, the bill introduced by Mr. Downs (No. 1020, Int. No. 935) entitled "An act to amend chapter three hundred and eleven of the Laws of nineteen hundred and twenty, entitled 'An act in relation to the assessment and collection of taxes in Suffolk county, and repealing certain special acts relating to the assessment and collection of taxes in such county,' generally."

Also, the bill introduced by Mr. Zimmerman (No. 930, Int. No. 77) entitled "An act to amend the Judiciary Law, in relation to the designation of a daily law journal by justices of the Supreme Court in the eighth judicial district."

Also, the bill introduced by Mr. Witter (No. 973, Int. No. 895) entitled "An act providing for the distribution of certain moneys, or portions thereof, remaining in the hands of the treasurers of different counties of the State, which was distributed to such counties under the appropriation made by chapter one of the laws of nineteen hundred and twenty."

Also, the bill introduced by Mr. Lord (No. 92, Int. No. 92) entitled "An act to amend the Code of Civil Procedure, in relation to payments of distributive shares and legacies to infants."

Also, the bill introduced by Mr. T. C. Moore (No. 563, Int. No. 543) entitled "An act to amend chapter four hundred and eighty-five of the Laws of nineteen hundred and three, entitled 'An act to incorporate the Firemen's Benevolent Fund Association of the city of New Rochelle, New York,' in relation to changing the corporate name of such association."

Also, the bill introduced by Mr. Witter (No. 680, Int. No. 644) entitled "An act to amend the Agricultural Law, in relation to compensation of owners of animals killed or appropriated by the State."

Also, the bill introduced by Mr. Donohue (No. 287, Int. No. 285) entitled "An act to amend the Highway Law, in relation to motor vehicles, chauffeurs and operators, and penalties for violations of provisions relating to motor vehicles."

Also, the bill introduced by Mr. Adler (No. 274, Int. No. 272) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article six of the Constitution, in relation to compensation of judges and associate judges of the Court of Appeals."

Also, the bill introduced by Mr. Gardner (No. 857, Int. No. 804) entitled "An act to authorize the Comptroller of the State to hear and determine the application of Joseph A. Daughton, as trustee of a trust fund created under the will of John Welspiel, deceased, for the redemption from the tax sale made by the Comptroller in nineteen hundred and fifteen of one acre of land in the town of Plattekill, Ulster county, assessed to Sarah Schoonmaker and described and bounded north and south by lands of E. L. Schoonmaker, east by the highway and west by the Central New England railroad."

Also, the bill introduced by Mr. Kirkland (No. 776, Int. No. 729) entitled "An act to amend the Highway Law, in relation to bridges on county roads."

Also, the bill introduced by Mr. Neary (No. 312, Int. No. 311) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation the filing of affidavits in certain cases."

Also, the bill introduced by Mr. T. C. Moore (No. 625, Int. No. 597) entitled "An act to amend the Town Law, in relation to sidewalk districts in certain towns."

Also, the bill introduced by Mr. Wheelock (No. 359, Int. No. 359) entitled "An act to amend the Town Law, in relation to application of certain provisions to Livingston county."

Also, the bill introduced by Mr. Brady (No. 201, Int. No. 199) entitled "An act to amend the Penal Law, in relation to violation of the Labor Law."

Also, the bill introduced by Mr. Wheelock (No. 841, Int. No. 788) entitled "An act to amend the Highway Law, in relation to the transfer of used motor vehicles."

Also, the bill introduced by Mr. Webb (No. 734, Int. No. 356) entitled "An act to amend the Town Law, in relation to traffic policemen for hamlets and unincorporated villages."

Also, the bill introduced by Mr. T. C. Moore (No. 914, Int. No. 856) entitled "An act to amend the Penal Law, in relation to the unlawful use of the device of arms of the State."

Also, the bill introduced by Mr. E. C. Campbell (No. 742, Int. No. 695) entitled "An act to amend the Town Law, in relation to appropriations by town boards for rental of rooms for posts."

Also, the bill introduced by Mr. Downs (No. 947, Int. No. 869) entitled "An act to amend the Real Property Law, in relation to the filing of maps in Suffolk county," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Wheelock (No. 903, Int. No. 845), entitled "An act to amend the Highway Law, in relation to amount of damages to be paid on laying out, altering or discontinuing a highway," reported the same with the following recommendations:

On page 2, line 18, strike out the letters "lease" and insert in place thereof "release".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was

referred the bill introduced by Mr. Ullman (No. 68, Int. No. 68), entitled "An act to amend the Code of Criminal Procedure, in relation to peace officers," reported the same with the following recommendations:

On page 1, line 10, after "village," insert "or a county detective employed in the office of the district attorney in any county embraced wholly within the limits of a city,".

On same page, line 11, strike out the brackets and the word "city".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Penal Law, in relation to buying or receiving stolen or wrongfully acquired property." (No. 1106, Int. No. 65.)

"An act to repeal chapter six of the Laws of nineteen hundred and two, entitled 'An act to provide for the appointment of an assistant district attorney in Saratoga county.'" (No. 1109, Int. No. 186.)

"An act to amend the Civil Service Law, in relation to retiring civil war veterans and pensioning them." (No. 1108, Int. No. 316.)

"An act to amend the Education Law, relating to equalization of school taxes within joint districts." (No. 1107, Int. No. 574.)

"An act to amend the Code of Civil Procedure, in relation to payments of distributive shares and legacies to infants." (No. 92, Int. No. 92.)

"An act to amend chapter three hundred and eleven of the Laws of nineteen hundred and twenty, entitled 'An act in relation to the assessment and collection of taxes in Suffolk county, and repealing certain special acts relating to the assessment and collection of taxes in such county,' generally." (No. 1020, Int. No. 935.)

"An act to authorize the Comptroller of the State to hear and determine the application of Joseph A. Daughton, as trustee of a trust fund created under the will of John Welspiel, deceased, for the redemption from the tax sale made by the Comptroller in

nineteen hundred and fifteen of one acre of land in the town of Plattekill, Ulster county, assessed to Sarah Schoonmaker and described and bounded north and south by lands of E. L. Schoonmaker, east by the highway and west by the Central New England railroad." (No. 857, Int. No. 804.)

"An act providing for the distribution of certain moneys, or portions thereof, remaining in the hands of the treasurers of different counties of the State, which was distributed to such counties under the appropriation made by chapter one of the Laws of nineteen hundred and twenty." (No. 973, Int. No. 895.)

"An act to amend the Town Law, in relation to traffic policemen for hamlets and unincorporated villages." (No. 734, Int. No. 356.)

"An act to amend the Highway Law, in relation to bridges on county roads." (No. 776, Int. No. 729.)

"An act to amend the Agricultural Law, in relation to compensation of owners of animals killed or appropriated by the State." (No. 680, Int. No. 644.)

"An act to amend the Highway Law, in relation to the transfer of used motor vehicles." (No. 841, Int. No. 788.)

"An act to incorporate The Hecksher Foundation for Children." (No. 884, Int. No. 826.)

"An act to amend chapter four hundred and eighty-five of the Laws of nineteen hundred and three, entitled 'An act to incorporate the Firemen's Benevolent Fund Association of the city of New Rochelle, New York,' in relation to changing the corporate name of such association." (No. 563, Int. No. 543.)

"An act to amend the Penal Law, in relation to the unlawful use of the device of arms of the State." (No. 914, Int. No. 856.)

"An act to amend the Town Law, in relation to appropriations by town boards for rental of rooms for posts." (No. 742, Int. No. 695.)

"An act to amend the Judiciary Law, in relation to the designation of a daily law journal by justices of the Supreme Court in the eighth judicial district." (No. 930, Int. No. 77.)

"An act to amend the Town Law, in relation to sidewalk districts in certain towns." (No. 625, Int. No. 597.)

"An act to amend the Justice Court Act, generally." (No. 1110, Int. No. 517.)

vehicles, chauffeurs and operators, and penalties for violations of provisions relating to motor vehicles." (No. 287, Int. No. 285.)

"An act to amend the Town Law, in relation to application of certain provisions to Livingston county." (No. 359, Int. No. 359.)

"An act to amend the Real Property Law, in relation to the filing of maps in Suffolk county." (No. 947, Int. No. 869.)

"Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article six of the Constitution, in relation to compensation of judges and associate judges of the Court of Appeals." (No. 274, Int. No. 272.)

"An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the filing of affidavits in certain cases." (No. 312, Int. No. 311.)

Mr. Jacobs offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 749, Int. No. 702) entitled "An act to regulate the exhibition of motion pictures, creating a commission therefor, and making an appropriation therefor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Jacobs moved to amend by substituting therefor the following substitute bill

(See Appendix No. 4.)

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Jacobs, said bill was ordered reprinted and recommitted to said committee.

Mr. Betts offered for the consideration of the House a resolution, in the words following:

Resolved. That the committee on conservation be discharged from the further consideration of the bill (No. 290, Int. No. 289) entitled "An act to amend the Conservation Law, in relation to hunting and fishing on private land used for agricultural purposes."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Betts moved to amend as follows:

Page 1, in the title, after "agricultural" insert "or other".

Strike out line 1 and insert "Section 1. Subdivision five of section one hundred and eighty-two of chapter six".

Strike out lines 7 and 8 and insert "and last amended by chapter five hundred and twenty-one of the Laws of nineteen hundred and sixteen, is hereby amended to read as".

Between lines 9 and 10 insert:

"5. A person who violates any provision of part eleven shall be guilty of a misdemeanor, [and shall be liable to exemplary damages in the sum of twenty-five dollars for each offense or trespass to be recovered by the owner of the lands, or hunting or fishing rights thereon, with costs of suit, in addition to the actual damages, all of which may be recovered in the same action] and in addition thereto is liable to a penalty of fifty dollars, one-half of which shall be paid to the owner of the lands upon which the offense was committed or of the hunting or fishing rights thereon. It shall be the duty of the state police, game protectors and all peace officers to enforce the provisions of part eleven and to prosecute the violations thereof. The consent in writing of such owner to hunt or fish on said lands during the open season shall be a defense to a prosecution under this section. Crossing over private lands on a public right of way to or from state lands shall not constitute a violation of the provisions of part eleven."

"§ 2. Section one hundred and eighty-three of such chapter, as added by chapter two hundred and eighty-seven of the Laws of nineteen hundred and nineteen, is hereby amended to read as follows:

"§ 183. Damaging fences by hunters and fishermen. Any person who, for the purpose of or while hunting, trapping or fishing, shall without the permission of the owner, lessee or lawful occupant, enter upon the land of another, and while thereon shall cut, destroy or damage any bars, gates or fence, or any part thereof or shall leave open any bars or gates thereon resulting in damage to the owner or occupant thereof shall be guilty of a misdemeanor, and in addition thereto is liable to a penalty of fifty dollars, one-half of which shall be payable to the owner thereof, and in addition thereto to the actual damages, which shall be paid to the owner.

"§ 3. Section three hundred and sixty-one of such chapter, as added by chapter three hundred and eighteen of the Laws of nine-

dred and ninety-two of the Laws of nineteen hundred and seventeen, is hereby amended to read as follows:

" § 361. Notices in private parks. Notices or signboards not less than one foot square warning all persons against hunting or fishing or trespassing thereon for that purpose, shall be conspicuously posted [and maintained] on a private park not more than forty rods apart close to and along the entire boundary thereof[, except that in private parks containing seven hundred acres or more the posting]. Posting of such notices [once in three years] will be sufficient provided that [defaced] illegible or destroyed signs be replaced once a year during the months of July, August or September, and there shall be so placed at least one notice or signboard on each side and one at each corner of such park and where an outer boundary runs along or under any waters, the nearest shore or banks within the park shall be deemed the boundary for the purpose of posting such notices or signboards. It shall also be considered due service of notice for trespass upon any person or persons, by serving them personally in the name of the owner or owners of such private park with a written notice containing a brief description of the premises, warning all persons against hunting or fishing or trespassing thereon.

" § 4. Section three hundred and sixty-two of such chapter, as added by chapter three hundred and eighteen of the Laws of nineteen hundred and twelve, and amended by chapter five hundred and eight of the Laws of nineteen hundred and thirteen, is hereby amended to read as follows: "

Page 1, line 10, strike out " certain ".

Page 2, strike out lines 1 to 14, and insert " [or cultivated] lands, or lands which are used in whole or in part for farming or agricultural purposes, or to take fish in a private pond or stream and desiring to protect the same, shall [maintain] post notices or signboards, of the size and [posted and maintained] in the manner described in the preceding section.

" § 5. Such chapter is hereby amended by inserting therein a new section to be section three hundred and sixty-three, to read as follows:

" § 363. Forms for consent to be furnished by commission. The conservation commission shall furnish, upon application, printed blank forms providing for the written consent of the owners of private lands for permission to hunt and fish thereon as provided in subdivision five of section one hundred and eighty-two."

Page 2, line 15, change " 3 " to " 6 ".

Line 21, strike out the bracket.

Line 22, strike out the bracket; before "for" insert a bracket "["; after the comma insert a bracket "]" and the following in italics "with, or having in his possession, a rod, gun or any implement or means by which fish, birds or quadrupeds may be disturbed, taken or killed".

Line 25, strike out "of such".

Page 3, line 1, strike out "private park" and insert in italics "thereof".

Page 3, line 4, change the numeral "4" to "7".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Betts, said bill was ordered reprinted and recommitted to said committee.

By unanimous consent, Mr. Judson called up Assembly bill (No. 934, Int. No. 429) entitled "An act to amend the Tax Law, in relation to reorganizing the State Tax Commission and defining its powers and duties and transferring thereto certain powers, duties and jurisdiction of the Comptroller and Secretary of State," now on the order of second reading.

Said bill having been announced, Mr. Judson moved to amend as follows:

Page 4, line 2, after the comma insert in italics "including the duties and compensation of the secretary,".

Line 17, strike out "changed,".

Line 18, strike out "change,".

Page 10, line 10, after "sections" insert in italics "forty-five-a,".

Line 12, strike out ", on complaint,".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 981, Int. No. 108) entitled "An act to amend the Civil Rights Law, in relation to the recovery of damages suffered by reason of selling or giving away intoxicating liquor," having been announced for a second reading,

On motion of Mr. Gage, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 983, Int. No. 107) entitled "An act to amend the Penal Law, in relation to intoxicating liquor, repealing the Liquor Tax Law and the City Local Option Law, and providing for completing the unfinished business of the State Excise Department," having been announced, Mr. Gage moved to amend as follows:

Page 3, strike out lines 10 to 25, inclusive, and insert in place thereof the following:

"§ 1212. Prohibited transactions in intoxicating liquor. 1. Any person who manufactures or sells any intoxicating liquor to be used for beverage purposes, or who manufactures or sells any intoxicating liquor for nonbeverage purposes, unless he shall be the holder of a permit therefor from the proper federal authorities and shall have registered such permit as provided in this article, shall be punishable for a first offense by a fine of not more than one thousand dollars, or by imprisonment for not more than six months, and for a second or subsequent offense by a fine of not less than two hundred dollars nor more than two thousand dollars, and by imprisonment for not less than thirty days nor more than five years.

"2. Any person who barter, transports, imports, exports, delivers, furnishes or possesses any intoxicating liquor to be used for beverage purposes, or who barter, transports, imports, exports, delivers, furnishes or possesses any intoxicating liquor for nonbeverage purposes, unless he shall be the holder of a permit therefor from the proper federal authorities and shall have registered such permit as provided in this article, shall be punishable upon conviction for the first offense by a fine of not more than five hundred dollars, and upon conviction for a second offense by a fine of not less than one hundred dollars nor more than one thousand dollars, or imprisonment for not more than ninety days, and upon conviction for any subsequent offense by a fine of not less than five hundred dollars and imprisonment for not less than three months nor more than two years."

Page 4, line 4, strike out "only".

Page 5, strike out lines 1 to 5, inclusive, and insert in place thereof the following:

"5. The possession, storage and removal of lawfully acquired liquor for personal consumption by the owner thereof, his family and bona fide guests, where such liquor was acquired by such owner before the seventeenth day of January, nineteen hundred and twenty. The burden of proof, however, shall be upon the owner in any action concerning the same, to prove that such liquor was lawfully acquired, possessed and used."

Page 5, line 14, strike out "distilled spirits" and insert "intoxicating liquor".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 460, Int. No. 451) entitled "An act to amend the Railroad Law, in relation to construction of street surface railroads in Pelham Bay park in the city of New York," was read the second time.

On motion of Mr. McDonald said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 820, Int. No. 767) entitled "An act to amend chapter one hundred and seventy-six of the Laws of nineteen hundred and five, entitled 'An act relating to the paving and grading of streets and highways in the city of Mount Vernon, and authorizing such city to raise money therefor by the issue of bonds,' " was read the second time.

On motion of Mr. T. C. Moore, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 819, Int. No. 766) entitled "An act to amend chapter three hundred and eleven of the Laws of nineteen hundred and sixteen, entitled 'An act in relation to issuing bonds to pay for repaving Columbus avenue in the city of Mount Vernon,' " was read the second time.

On motion of Mr. T. C. Moore said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 969, Int. No. 891) entitled "An act to amend the Education Law, in relation to the Supreme Court library at Elmira," was read the second time.

On motion of Mr. Richford, said bill was placed on the order of third reading and referred to the committee on revision.

On motion of Mr. Gage, the consideration of the third reading calendar was postponed until Monday next.

The Senate returned the bill (No. 659, Int. No. 625) entitled "An act to amend the Workmen's Compensation Law, in relation to the definition of 'commission,' the method of distributing the

State Fund and investing the surplus of Reserve thereby, and repealing certain sections of such law."

Also, the bill (No. 225, Int. No. 223) entitled "An act to amend the Town Law, in relation to certain town charges in Franklin county."

Also, the bill (No. 521, Int. No. 508) entitled "An act to amend the County Law, in relation to the appointment of assistant district attorneys in certain counties."

Also, the bill (No. 644, Int. No. 610) entitled "An act to authorize the board of education of union free school district number nine of the town of Hempstead, and the village of Freeport, or either of them, to acquire all or any part of the old cemetery known as the Freeport cemetery in the village of Freeport, adjoining property of the First Presbyterian church and the property of such district now used for high school purposes, for school purposes or for the establishment of a public park or for village purposes or for any or all of such purposes, and to provide for the removal of remains in such cemetery and the reinterment thereof."

Also, the bill (No. 645, Int. No. 611) entitled "An act to detach a portion of the village of Malverne and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of the village taxes thereon."

Also, the bill (No. 494, Int. No. 484) entitled "An act to amend the County Law, in relation to the salary of the county judge and surrogate of Lewis county."

Also, the bill (No. 829, Int. No. 776) entitled "An act to amend the County Law, in relation to quarterly meetings of the board of supervisors of Livingston county."

Also, the bill (No. 730, Int. No. 336) entitled "An act to amend the General Construction Law, and the General Municipal Law, in relation to standard time," with a message that they have concurred in the passage of the same, without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill (No. 258, Int. No. 256) entitled "An act to amend chapter three hundred and seven of the Laws of nineteen hundred and thirteen, entitled 'An act to extend the boundaries of the city of Utica by annexing thereto a part of the

town of New Hartford, and to provide for the government of the territory so annexed,' in relation to the eleventh and thirteenth wards."

Also, the bill (No. 428, Int. No. 419) entitled "An act to amend chapter one hundred and sixty-one of the Laws of nineteen hundred and seven, entitled 'An act to create and establish a firemen's relief and pension fund for the fire department of the city of Utica, and authorizing the granting and payment of pensions and relief therefrom,' in relation to the composition of such fund and to repeal subdivision two of section one and subdivision five of section two of such chapter," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of Utica.

Also, the bill (No. 620, Int. No. 592) entitled "An act to provide for the extension of the public highway in the borough of Richmond, known as Southfield boulevard, from Eltingville to Tottenville, and apportioning the expense thereof," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

On motion of Mr. Gage, the House adjourned.

MONDAY, MARCH 7, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of Friday, March 4th, was dispensed with and the same was approved.

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, March 4, 1921.

To the Assembly:

I return herewith, without my approval, Assembly bill (Int. No. 218, Printed No. 220), entitled "An act in relation to the

conveyance and dedication, as public streets, of certain lanes or alleys in the village of Endicott, in the county of Broome."

There appears to be no necessity for this act, as the Village Law specified in detail a procedure to be followed relative to the dedication and acceptance of a street less than two rods in width.

The policy of the State, as evidenced by the Village Law, is that no street less than two rods in width shall be accepted by dedication unless a proposition therefor has been submitted to and adopted at a village election, after consideration and approval by the board of trustees at a meeting of which each owner of the land adjoining the street has received notice. This bill permits the board of trustees of the village of Endicott to accept certain narrow alleys as village streets, without a proposition being submitted at a village election, and does not require that notice of the meeting of the trustees to consider the matter shall be served upon any property-owner. No sufficient reason has been advanced for such a radical change of procedure in this particular instance.

Furthermore, there is grave doubt as to the constitutionality of this bill under article III, section 18, of the Constitution, providing that the Legislature shall not pass a private or local bill laying out or opening roads, highways or alleys.

For these reasons, the bill is disapproved.

NATHAN L. MILLER.

On motion of Mr. Whitcomb, said message together with said bill was ordered laid upon the table.

Mr. Blakely introduced a bill entitled "An act to amend the Public Health Law, in relation to requiring bathing establishments to be equipped with pulmotors" (Int. No. 1111), which was read the first time and referred to the committee on public health.

Mr. Borkowski introduced a bill entitled "An act to amend the Public Service Commissions Law and the Transportation Corporations Law, in relation to gas corporations" (Int. No. 1112), which was read the first time and referred to the committee on the judiciary.

Mr. Clayton introduced a bill entitled "An act to amend the Tenement House Law, in relation to the definition of a tenement house" (Int. No. 1113), which was read the first time and referred to the committee on affairs of cities.

Mr. Donohue introduced a bill entitled "An act to amend the Surrogate Court Act, in relation to the general jurisdiction of

surrogate's court" (Int. No. 1114), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Surrogate Court Act by changing the title thereof" (Int. No. 1115), which was read the first time and referred to the committee on the judiciary.

Mr. Everett introduced a bill entitled "An act to amend the Conservation Law, in relation to traps" (Int. No. 1116), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Highway Law, in relation to lights on sleighs and cutters" (Int. No. 1117), which was read the first time and referred to the committee on internal affairs.

Mr. Finch introduced a bill entitled "An act to revise the charter of the city of Hudson" (Int. No. 1118), which was read the first time and referred to the committee on affairs of cities.

Mr. Gempler introduced a bill entitled "An act to authorize the reinstatement in the police department of the city of New York of William P. Ward, formerly a patrolman, who resigned from such position in the year nineteen hundred and nineteen" (Int. No. 1119), which was read the first time and referred to the committee on affairs of cities.

Mr. Hackenburg introduced a bill entitled "An act to repeal article one hundred and sixty-four of the Penal Law, relating to prize fighting" (Int. No. 1120), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to racing animals and mechanical devices for stake" (Int. No. 1121), which was read the first time and referred to the committee on codes.

Also, "An act to repeal section nine hundred and forty-two of the Penal Law, relating to personating beneficiary of entrance ticket" (Int. No. 1122), which was read the first time and referred to the committee on codes.

Also, "An act to repeal section eight hundred and thirty-four of the Penal Law, relating to the prohibiting of certain exhibitions without permission of town authorities" (Int. No. 1123), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Penal Law, in relation to acrobatic exhibitions" (Int. No. 1124), which was read the first time and referred to the committee on codes.

Also, "An act to repeal section eight hundred and thirty-three of the Penal Law, relating to puppet shows, wire and rope dances and other feats of common showmen" (Int. No. 1125), which was read the first time and referred to the committee on codes.

Also, "An act to repeal section fifteen hundred and sixty-six of the Penal Law, relating to the giving away or sale of street railroad transfer tickets" (Int. No. 1126), which was read the first time and referred to the committee on codes.

Also, "An act to repeal sections one hundred, one hundred and one, one hundred and two and one hundred and three of the Penal Law, relating to adultery" (Int. No. 1127), which was read the first time and referred to the committee on codes.

Also, "An act to repeal section twenty-one hundred and fifty-two of the Penal Law, relating to theatrical and other performances on Sunday" (Int. No. 1128), which was read the first time and referred to the committee on codes.

Also, "An act to repeal section twenty-one hundred and forty-five of the Penal Law, relating to public sports on Sunday" (Int. No. 1129), which was read the first time and referred to the committee on codes.

Also, "An act to repeal section twenty-one hundred and forty-nine of the Penal Law, relating to forfeiture of commodities exposed for sale on Sunday" (Int. No. 1130), which was read the first time and referred to the committee on codes.

Also, "An act to repeal section twenty-one hundred and fifty-one of the Penal Law, relating to processions and parades on Sunday" (Int. No. 1131), which was read the first time and referred to the committee on codes.

Also, "An act to repeal section nine hundred and ninety-five of the Penal Law, relating to the allowing of losers of certain sums to recover them" (Int. No. 1132), which was read the first time and referred to the committee on codes.

Also, "An act to repeal section nine hundred and eighty-nine of the Penal Law, relating to forfeiture for exacting payment of

money won at gambling " (Int. No. 1133), which was read the first time and referred to the committee on codes.

Also, "An act to repeal section nine hundred and seventy-five of the Penal Law, relating to possession of policy slips " (Int. No. 1134), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Civil Rights Law, in relation to the preservation of the individual rights of citizens " (Int. No. 1135), which was read the first time and referred to the committee on the judiciary.

Mr. Ellsworth introduced a bill entitled "An act to legalize and validate the acts and proceedings of the village of Tupper Lake, its voters, officers and agents, in relation to the issuance and sale of water bonds of said village in the amount of one hundred thousand dollars; to authorize the issuance and sale of said bonds and to provide for raising annually by a tax a sum sufficient to pay the principal and interest of such bonds as they become due " (Int. No. 1136), which was read the first time and referred to the committee on affairs of villages.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to income tax deductions " (Int. No. 1137), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Leininger introduced a bill entitled "An act consenting to the formation and erection of a new State within the jurisdiction of the State of New York, to be known as the State of Greater New York " (Int. No. 1138), which was read the first time and referred to the committee on the judiciary.

Mr. McGinnies introduced a bill entitled "An act to amend the County Law, in relation to compensation of county judge holding court in another county " (Int. No. 1139), which was read the first time and referred to the committee on internal affairs.

Mr. McKee introduced a bill entitled "An act to amend the Military Law, in relation to the furnishing of artificial limbs to members of the militia disabled in active service " (Int. No. 1140), which was read the first time and referred to the committee on ways and means.

Mr. Pette introduced a bill entitled "An act requiring the Long Island Railroad Company to eliminate the grade crossing at Belle avenue in the borough of Queens, city of New York" (Int. No. 1141), which was read the first time and referred to the committee on railroads.

Also, "An act to authorize and empower the police commissioner of the city of New York to relieve from service Cornelius B. Doherty as a member of the police force for permanent disabilities received in the performance of his duties which a member of such force, and to award him an annual pension during his lifetime of a sum not to exceed three-fourths of the full compensation at the time of retirement, to be paid from the pension fund of such force" (Int. No. 1142), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Greater New York charter, in relation to annuities of certain retired members of the fire and police departments" (Int. No. 1143), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to authorize and direct the police commissioner of the city of New York to increase the pension of Charles M. Murphy to an amount not exceeding one-half of the salary paid to him at the date of his retirement" (Int. No. 1144), which was read the first time and referred to the committee on affairs of cities.

Mr. C. C. Smith introduced a bill entitled "An act to amend the Conservation Law, in relation to the open season for wild pheasants in Saratoga county" (Int. No. 1145), which was read the first time and referred to the committee on conservation.

Mr. Warren, by request, introduced a bill entitled "An act to amend chapter seven hundred and four of the Laws of nineteen hundred and one, entitled 'An act to make the office of the clerk of the county of Kings a salaried office, and regulating the management of said office,' in relation to the compensation of copyists or recording clerks of current records" (Int. No. 1146), which was read the first time and referred to the committee on internal affairs.

Also, by request, "An act to permit the Bay Ridge Park Improvement Company to apply to the State Tax Commission

for revision and readjustment of the taxes stated against it under section one hundred and eighty-two of the Tax Law and acts amendatory thereof based on its reports and otherwise for the years nineteen hundred and five to and through nineteen hundred and eleven, inclusive" (Int. No. 1147), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Wells introduced a bill entitled "An act to amend the Greater New York charter, in relation to pensions in the street cleaning department" (Int. No. 1148), which was read the first time and referred to the committee on affairs of cities.

Mr. Witter introduced a bill entitled "An act to amend the Agricultural Law, in relation to the licensing of dogs" (Int. No. 1149), which was read the first time and referred to the committee on agriculture.

Also, "An act to amend the Agricultural Law, in relation to manufacture and sale of imitation evaporated or condensed milk" (Int. No. 1150), which was read the first time and referred to the committee on agriculture.

Also, "An act to amend the Farms and Markets Law, in relation to cold storage" (Int. No. 1151), which was read the first time and referred to the committee on agriculture.

Mr. Wright introduced a bill entitled "An act making an appropriation for the payments of the State's share of the expense of eliminating certain grade crossings in the city of Jamestown" (Int. No. 1152), which was read the first time and referred to the committee on ways and means.

Mr. Gaffers introduced a bill entitled "An act to authorize, empower and direct the Commissioner of Agriculture to investigate, hear and determine claims presented to him for damages sustained on account of orders or restrictions made by him or the Department of Agriculture during the year nineteen hundred and nineteen to prevent the spread of the insect pest known as the European corn borer, and making an appropriation therefor" (Int. No. 1153), which was read the first time and referred to the committee on ways and means.

Mr. Hunter introduced a bill entitled "An act to amend the charter of the city of Hornell, in relation to the establishment, maintenance and disbursement of pension funds for policemen

and firemen" (Int. No. 1154), which was read the first time and referred to the committee on affairs of cities.

Mr. Steinberg introduced a bill entitled "An act to amend the Stock Corporation Law, in relation to employee directors" (Int. No. 1155), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Greater New York charter, in relation to the licensing of public hacks and drivers thereof" (Int. No. 1156), which was read the first time and referred to the committee on affairs of cities.

Mr. W. W. Campbell introduced a bill entitled "An act to confer upon the Court of Claims jurisdiction to hear, audit and determine the claims of several claimants against the State for damages to riparian rights alleged to have been caused in connection with the construction by the State of a dyke across the stream known as the Hellegat, during the years eighteen hundred and eighty-nine and eighteen hundred and ninety-nine" (Int. No. 1157), which was read the first time and referred to the committee on claims.

Mr. Fenner introduced a bill entitled "An act to amend the Ithaca city charter, in relation to the boundaries and civil divisions of such city" (Int. No. 1158), which was read the first time and referred to the committee on affairs of cities.

Mr. Rayher introduced a bill entitled "An act to amend chapter six hundred and eighty-six of the Laws of eighteen hundred and ninety-nine, entitled 'An act to authorize the board of estimate and apportionment of the city of New York to provide for the payment of the service rendered to the said city after annexation by the volunteer firemen of that portion of Westchester county annexed to the city of New York by chapter nine hundred and thirty-four of the Laws of eighteen hundred and ninety-five, in relation to compensation of volunteer firemen'" (Int. No. 1158), which was read the first time and referred to the committee on affairs of cities.

Mr. Cheney introduced a bill entitled "An act to amend the Town Law, in relation to regulation of certain occupations in certain towns" (Int. No. 1160), which was read the first time and referred to the committee on Internal Affairs.

Also, "An act to amend the Village Law, in relation to the licensing of occupations in villages" (Int. No. 1161), which was read the first time and referred to the committee on affairs of villages.

Mr. McWhilley introduced a bill entitled "An act empowering the board of supervisors of Nassau county to authorize and empower the county clerk of Nassau county to contract for the making of new indexes of the deeds and mortgages of record in the office of the county clerk of said county, and providing for the payment of the cost and expense thereof, and of the continuance and maintenance of the same" (Int. No. 1162), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend chapter five hundred and sixty-four of the Laws of nineteen hundred and ten, entitled 'An act to provide for county roads in certain counties adjoining cities of the first class,' in relation the maintenance and cost of such roads" (Int. No. 1163), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Town Law, in relation to water districts in towns" (Int. No. 1164), which was read the first time and referred to the committee on internal affairs.

Mr. Gardner introduced a bill entitled "An act to legalize certain bonds of the city of Poughkeepsie heretofore issued, for terms maturing more than twenty years from date of issue" (Int. No. 1165), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter four hundred and twenty-five of the Laws of eighteen hundred and ninety-six, entitled 'An act to amend the charter of the city of Poughkeepsie,' in relation to city bonds" (Int. No. 1166), which was read the first time and referred to the committee on affairs of cities.

Mr. Westall introduced a bill entitled "An act to amend the Conservation Law, in relation to the taking of quail in the counties of Westchester, Putman, Dutchess and Rockland" (Int. No. 1167), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to the taking of raccoon in the counties of Westchester, Putman,

Dutchess and Rockland" (Int. No. 1168), which was read the first time and referred to the committee on conservation.

Also, "An act to amend the Conservation Law, in relation to hunting in the counties of Westchester, Putnam, Dutchess and Rockland" (Int. No. 1169), which was read the first time and referred to the committee on conservation.

Mr. Brooks introduced a bill entitled "An act to amend chapter five hundred and twelve of the Laws of nineteen hundred and twenty, entitled 'An act to create a water district to be known as the Sherill-Kenwood water district, comprised of the present city of Sherill, and a part of the city of Oneida, providing for the administration thereof, the election of water commissioners, their terms of office and powers and duties, and repealing section two hundred and twenty-seven of the charter of the city of Sherrill, relating to the construction of a system of water works,' in relation to the conversion of coupon into registered bonds and registered into coupon bonds" (Int. No. 1170), which was read the first time and referred to the committee on affairs of cities.

Mr. Steinberg, by request, introduced a bill entitled "An act to amend the Greater New York charter, in relation to retirement allowance under the teachers' retirement fund" (Int. No. 1171), which was read the first time and referred to the committee on affairs of cities.

Mr. Trahan introduced a bill entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled "An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to the division of the city of Yonkers into wards" (Int. No. 1172), which was read the first time and referred to the committee on affairs of cities.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to exempting of personal property, except shares of stock of banks or banking associations, from taxation, locally for State or local purposes" (Int. No. 1173), which was read the first time and referred to the committee on taxation and retrenchment.

By unanimous consent, Mr. McGinnie introduced a bill entitled "An act to ratify, confirm and legalize the acts and pro

ceedings had and taken by union free school district number eight of the towns of Hanover and Sheridan, Chautauqua county, New York, and its board of education, officers, agents and voters in relation to the issuance and sale of school district bonds in the amount of two hundred and sixty-six thousand dollars for the erection of a new high school building therein, and to provide for the issuance, sale and payment of such bonds" (Int. No. 1174), which was read the first time.

On motion of Mr. McGinnies, and by unanimous consent, said bill was read the second time and ordered to a second reading and referred to the committee on the judiciary.

Mr. Gray introduced a bill entitled "An act to provide for the improvement as a State highway of the public highway commencing near the city of Port Jervis, Orange county, and running northwesterly along Delaware river to the dividing line between Sullivan and Delaware counties, thence to the village of Hancock" (Int. No. 1175), which was read the first time and referred to the committee on internal affairs.

Mr. Halpern introduced a bill entitled "An act to amend the Poor Law, in relation to the relief of persons formerly in the military or naval service" (Int. No. 1176), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Judiciary Law, in relation to the exemption from jury duty of members of the police reserve and of the exempt volunteer firemen of the city of New York" (Int. No. 1177), which was read the first time and referred to the committee on the judiciary.

Mr. Neary introduced a bill entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which John J. Heaney, formerly a patrolman in the police department of such city, was dismissed from such department, and to reinstate him in the position formerly held by him" (Int. No. 1178), which was read the first time and referred to the committee on affairs of cities.

Also, "An act authorizing the police commissioner of the city of New York to rehear the charges upon which Thomas Creavey, formerly a patrolman in the police department of such city, was dismissed from such department, and to reinstate him in the

position formerly held by him" (Int. No. 1179), which was read the first time and referred to the committee on affairs of cities.

Mr. Jesse introduced a bill entitled "An act creating a commission consisting of residents of the city of New York to propose to the legislature amendments to or revision of the charter of such city" (Int. No. 1180), which was read the first time and referred to the committee on affairs of cities.

Also, "An act authorizing the fire commissioner of the city of New York to reinstate Raymond A. Sweeney, formerly a members of the fire department of such city to the position formerly held by him" (Int. No. 1181), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend an act entitled 'An act to authorize the board of estimate and apportionment of the city of New York to allow to certain officers and employees the difference in compensation while engaged in Federal military, naval or marine service,' in relation to officers and employees restored to a position of the same grade as that held at the time of enlistment" (Int. No. 1182), which was read the first time and referred to the committee on affairs of cities.

Mr. Doherty introduced a bill entitled "An act to amend the General Business Law, in relation to mattresses, upholstered box springs and metal bed springs" (Int. No. 1183), which was read the first time and referred to the committee on general laws.

Mr. Soule introduced a bill entitled "An act to provide for widening, deepening and improving the channel of Mud creek, in the towns of Clay and Cicero, Onondaga county, and making an appropriation therefor" (Int. No. 1184), which was read the first time and referred to the committee on ways and means.

Also, "An act to confer jurisdiction on the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the Seneca river at and near Phoenix and Baldwinsville in the years nineteen hundred and twelve to nineteen hundred and nineteen, inclusive" (Int. No. 1185), which was read the first time and referred to the committee on claims.

Also, "An act directing the State Commissioner of Highways to raise the grade of the river road between Three River point

and Schroepfel's bridge, Onondaga county, and making an appropriation therefor" (Int. No. 1186), which was read the first time and referred to the committee on ways and means.

Mr. T. C. Moore introduced a bill entitled "An act to amend the Greater New York charter, in relation to reinstatement of policemen" (Int. No. 1187), which was read the first time and referred to the committee on affairs of cities.

Mr. Aronson introduced a bill entitled "An act to amend chapter eight hundred and fifty-five of the Laws of nineteen hundred and eleven, entitled 'An act authorizing the justices of the appellate division of the Supreme Court in the first department to retire employees for incapacity and providing for their compensation,' in relation to the services and payment of such employees for retirement purposes" (Int. No. 1188), which was read the first time and referred to the committee on the judiciary.

Mr. Neary introduced a bill entitled "An act to amend the General Corporation Law, in relation to the designation by domestic corporations of officers to accept service of summons" (Int. No. 1189), which was read the first time and referred to the committee on the judiciary.

Mr. Burchill introduced a bill entitled "An act to amend the Greater New York charter, in relation to the power of the board of aldermen of such city to reduce salaries" (Int. No. 1190), which was read the first time and referred to the committee on affairs of cities.

Mr. Soule introduced a bill entitled "An act to amend the Labor Law, in relation to the hours of labor of women in restaurants" (Int. No. 1191), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Labor Law, in relation to the hours of labor of women in mercantile establishments" (Int. No. 1192), which was read the first time and referred to the committee on labor and industries.

Mr. Hawkins introduced a bill entitled "An act authorizing the superintendent of buildings of the borough of Manhattan of the city of New York to rehear the charges upon which Edward G. Seaton, formerly an inspector of plumbing in the bureau of buildings, borough of Manhattan, city of New York, was dis-

missed from said bureau of buildings in the year nineteen hundred and ten, and to reinstate him in the position formerly held by him" (Int. No. 1193), which was read the first time and referred to the committee on affairs of cities.

Mr. Doherty introduced a bill entitled "An act to amend the Greater New York charter, in relation to salaries of clerks, deputy clerks and assistant clerks of the municipal court of the city of New York" (Int. No. 1194), which was read the first time and referred to the committee on affairs of cities.

Mr. Trahan introduced a bill entitled "An act to amend the Labor Law, in relation to duties of certain railroad employees" (Int. No. 1195), which was read the first time and referred to the committee on labor and industries.

Mr. Porter introduced a bill entitled "An act to amend the Conservation Law, in relation to taking great northern pike in Lake Champlain and Lake George" (Int. No. 1196), which was read the first time and referred to the committee on conservation.

Mr. Franchot introduced a bill entitled "An act to amend the Niagara Falls charter, in relation to the collection of taxes and assessments and enforcement thereof by sale of real estate" (Int. No. 1197), which was read the first time and referred to the committee on affairs of cities.

Mr. McGinnies introduced a bill entitled "An act making appropriations for the contributions of the State for the repair and improvement of town highways in accordance with the requirements of section one hundred and one of the Highway Law, and chapter one hundred and thirty-seven of the Laws of nineteen hundred and eleven, and the repair and improvement of highways and bridges on Indian reservations in accordance with section one hundred and fifty-nine of the Highway Law" (Int. No. 1198), which was read the first time and referred to the committee on ways and means.

Also, "An act making appropriation for the contribution of the State to the counties for the construction and improvement of certain highways and county roads, in accordance with section three hundred and twenty-b of the Highway Law" (Int. No. 1199), which was read the first time and referred to the committee on ways and means.

Mr. McArdle introduced a bill entitled "An act to amend the Greater New York charter, in relation to the acquisition of real property for streets and parks" (Int. No. 1200), which was read the first time and referred to the committee on affairs of cities.

Mr. Frerichs introduced a bill entitled "An act to amend chapter two hundred and sixty-five of the Laws of nineteen hundred and fourteen, entitled 'An act in relation to the office of the district attorney of the county of Richmond providing for the election of district attorney, and the appointment of assistant district attorneys, stenographers, clerks and other employees for such office,' in relation to the salaries of stenographers" (Int. No. 1201), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Judiciary Law, in relation to the appointment of court officers in Richmond county" (Int. No. 1202), which was read the first time and referred to the committee on the judiciary.

Mr. Bloch introduced a bill entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to appeals from city magistrates" (Int. No. 1203), which was read the first time and referred to the committee on codes.

Mr. Lieberman introduced a bill entitled "An act to amend the Education Law, in relation to the establishment and maintenance of kindergartens in cities and school districts" (Int. No. 1204), which was read the first time and referred to the committee on public education.

Mr. Galgano introduced a bill entitled "An act to amend the Greater New York charter, in relation to awarding contracts" (Int. No. 1205), which was read the first time and referred to the committee on affairs of cities.

Mr. Ellsworth introduced a bill entitled "An act to amend the Poor Law, in relation to care of indigent sick persons" (Int. No. 1206), which was read the first time and referred to the committee on internal affairs.

Mr. Bloch introduced a bill entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, relative to the terms of clerks thereof" (Int. No. 1207), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Inferior Criminal Courts Act of the City of New York, relative to visitation and inspection of institutions" (Int. No. 1208), which was read the first time and referred to the committee on codes.

Mr. Morrissey introduced a bill entitled "An act to authorize the Exempt Volunteer Firemen's Association, Incorporated, of the city of Troy, to collect the two per cent tax on the business of foreign fire insurance companies for their agents in the city of Troy, and providing for its disposition" (Int. No. 1209), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to repeal chapter one hundred and ninety-three of the Laws of eighteen hundred and eighty, entitled 'An act to incorporate the board of trustees of the fire department of the city of Troy'" (Int. No. 1210), which was read the first time and referred to the committee on affairs of cities.

Also, "An act authorizing the county treasurer of Rensselaer county to correct his books of record" (Int. No. 1211), which was read the first time and referred to the committee on internal affairs.

Mr. Donohue introduced a bill entitled "An act to amend the Banking Law, in relation to the observance of holidays" (Int. No. 1212), which was read the first time and referred to the committee on banks.

By unanimous consent, Mr. Ullman introduced a bill entitled "An act to amend the Judiciary Law, in relation to the appointment of temporary stenographer where official stenographer fails to attend" (Int. No. 1213), which was read the first time and referred to the committee on the judiciary.

Mr. Fox introduced a bill entitled "An act to amend chapter one hundred and thirty-six of the Laws of nineteen hundred and twenty, entitled 'An act in relation to defenses in actions based upon unjust, unreasonable and oppressive agreements for rent of premises occupied for dwelling purposes in cities of the first class, or in cities in a county adjoining a city of the first class,' in relation to certain hotels to which the chapter is applicable" (Int. No. 1214), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Code of Civil Procedure, in relation to summary proceedings to recover the possession of real property in cities of the first class, and in cities in a county adjoining a city of the first class for default in the payment of rent" (Int. No. 1215), which was read the first time and referred to the committee on codes.

Mr. Gardner introduced a bill entitled "An act to amend the Military Law, in relation to certain State officers and employees who served in the Federal military, naval or marine service during the World War" (Int. No. 1216), which was read the first time and referred to the committee on ways and means.

Mr. Fox introduced a bill entitled "An act to amend section five hundred and ninety-nine of the Judiciary Law, being chapter thirty-five of the Laws of nineteen hundred and nine, in reference to additional provision as to residence qualification of jurors" (Int. No. 1217), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend section six hundred and thirty-five of the Judiciary Law, being chapter thirty-five of the Laws of nineteen hundred and nine, in reference to exemption from jury duty" (Int. No. 1218), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend chapter six hundred and two of the Laws of nineteen hundred and one, entitled 'An act to provide for the appointment of a commissioner of jurors, and to provide for a special juror in civil and criminal actions in each county of the State having a population of one million, or more, according to the last Federal census,' as amended by chapter four hundred and fifty-eight of the Laws of nineteen hundred and four, in relation to the nonexemption of special jurors from other jury duty when not called as special jurors, and exemption from ordinary jury duty when called as special jurors" (Int. No. 1219), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend section three hundred and nine of the Election Law, being chapter twenty-two of the Laws of nineteen hundred and nine, in relation to the nonexemption from jury duty of election officers in cities of the first class" (Int. No.

1220), which was read the first time and referred to the committee on the judiciary.

By unanimous consent, Mr. Ullman introduced a bill entitled "An act to amend the Judiciary Law, in relation to the classification of certain confidential attendants to the justices of the Supreme Court" (Int. No. 1221), which was read the first time and referred to the committee on the judiciary.

Also, by unanimous consent, "An act in relation to the commitment, custody and control of wayward minors between the ages of sixteen and twenty-one years in the city of New York" (Int. No. 1222), which was read the first time and referred to the committee on codes.

Also, by unanimous consent, "An act to amend the Inferior Criminal Courts Act of the City of New York in relation to the temporary detention of younger and less hardened female offenders" (Int. No. 1223), which was read the first time and referred to the committee on codes.

Also, by unanimous consent, "An act to amend chapter five hundred and one of the Laws of nineteen hundred, entitled 'An act appointing a public administrator in counties wherein the office of county treasurer has been abolished,' in relation to the appointment of a public administrator in certain counties" (Int. No. 1224), which was read the first time and referred to the committee on internal affairs.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. T. C. Moore (No. 819, Int. No. 766) entitled "An act to amend chapter three hundred and eleven of the Laws of nineteen hundred and sixteen, entitled 'An act in relation to issuing bonds to pay for repaving Columbus avenue in city of Mount Vernon.'"

Also, the bill introduced by Mr. McDonald (No. 460, Int. No. 451) entitled "An act to amend the Railroad Law, in relation to construction of street surface railroads in Pelham Bay park in the city of New York."

Also, the bill introduced by Mr. Richford (No. 969, Int. No. 891) entitled "An act to amend the Education Law, in relation to the Supreme Court library at Elmira," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Real Property Law and the Personal Property Law, in relation to the methods, grants and devises for educational purposes." (No. 1168, Int. No. 688.)

"An act to amend the Penal Law, in relation to violation of the Labor Law." (No. 201, Int. No. 199.)

"An act to amend the Code of Criminal Procedure, in relation to peace officers." (No. 1169, Int. No. 68.)

"An act to amend the Highway Law, in relation to amount of damages to be paid on laying out, altering or discontinuing a highway." (No. 1170, Int. No. 845.)

"An act to amend chapter three hundred and eleven of the Laws of nineteen hundred and sixteen, entitled 'An act in relation to issuing bonds to pay for repaving Columbus avenue in the city of Mount Vernon.'" (No. 819, Int. No. 766.)

"An act to amend the Education Law, in relation to the Supreme Court library at Elmira." (No. 969, Int. No. 891.)

"An act to amend the Railroad Law, in relation to construction of street surface railroads in Pelham Bay park in the city of New York." (No. 460, Int. No. 451.)

Mr. McWhinney offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 644, Int. No. 610) entitled "An act to authorize the board of education of union free school district number nine of the town of Hempstead, and the village of Freeport, or either of them, to acquire all or any part of the old cemetery known as the Freeport cemetery in the village of Freeport, adjoining property of the First Presbyterian church and the property of such district now used for high school purposes, for school purposes or for the establishment of a public park or for village purposes or for any or all of such purposes, and to provide for the removal of remains in such cemetery and the reinterment thereof," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

resolution, in the words following:

Concurrent resolution of the Senate and Assembly proposing the printing, distribution and sale of certain publications:

Section 1. Resolved (if the Senate concur), That 25,000 copies of a portfolio of two hundred and sixty-four colored plates of Wild Flowers of New York prepared by the New York State Museum be printed, distributed and sold as follows: One copy shall be given to each elementary and secondary school library in the State, and the balance held for sale at cost of production, under the supervision of the University of the State of New York.

§ 2. Resolved (if the Senate concur), That 5,000 copies of Birds of New York, volumes 1 and 2, be printed and held for sale at the price of \$6 per set of two volumes, such sales to be conducted by the University of the State of New York.

which was referred to the committee on ways and means.

The bill (No. 1111, Int. No. 732) entitled "An act authorizing designated authorities in behalf of the State of New York to enter into an agreement or compact with designated authorities of the State of New Jersey for the creation of the 'Port of New York District,' the establishment of 'The Port of New York Authority,' and the defining of the powers and duties of such authority," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1112, Int. No. 229) entitled "An act to amend the Town Law, in relation to the deposits of moneys by the supervisors of towns," was read the second time.

On motion of Mr. Dobson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1113, Int. No. 603) entitled "An act to amend the Code of Criminal Procedure, in relation to bail," was read the second time.

On motion of Mr. Duke, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1114, Int. No. 431) entitled "An act to amend the Real Property Law, in relation to creating mutual estates of husband or wife, in the property of the other, as substitutes for dower and curtesy," was read the second time.

On motion of Mr. Jenks, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1115, Int. No. 52) entitled "An act to amend the Penal Law, in relation to the prohibition of the use on vehicles of the device of arms of the State and other representations," was read the second time.

On motion of Mr. T. C. Moore, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 981, Int. No. 108) entitled "An act to amend the Civil Rights Law, in relation to the recovery of damages suffered by reason of selling or giving away intoxicating liquor," having been announced for a second reading,

On motion of Mr. Gage, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 345, Int. No. 344) entitled "An act to amend the Education Law, in relation to bonded indebtedness of school districts for certain purposes," having been announced for a third reading,

On motion of Mr. Porter, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 506, Int. No. 493) entitled "An act to amend the Insurance Law, in relation to taxation of foreign corporations and foreign insurers," having been announced for a third reading,

On motion of Mr. Gardner, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 630, Int. No. 135) entitled "An act to amend the General City Law, in relation to prohibiting cities of the first class from increasing during any calendar year the compensation of any of their employees after the same shall have been fixed by and in the budget for such calendar year," having been announced for a third reading,

On motion of Mr. Steinberg, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of third reading.

The bill (No. 61, Int. No. 61) entitled "An act to amend the Penal Law, in relation to punishment of robbery in third degree," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 108

NOES 16

Those who voted in the affirmative were:

Adler	Crowley	Hausner	McGinnies	Sackett
Antin	Dickstein	Hawkins	McWhinney	Schwab
Bailey	Dobson	Hunter	Mead	Seelbach
Bartholomew	Doherty	Hutchinson	Merrigan	Smith C C
Baum	Donohue	Jacobs	Miller	Smith J C
Bette	Downs	Jeffery	Moore J G	Smith M L
Blakely	Druss	Jenks	Moore T C	Soule
Bloch	Duke	Jesse	Moran	Steinberg
Bly	Evans	Judson	Morrissey	Taylor
Booth	Everett	Kiernan	Moses	Ullman
Brady	Fenner	Kirkland	Mullen	VanWagenen
Brooks	Fox	Lattin	Neary	Wallace
Brundage	Franchot	Leininger	Pette	Warren
Burchill	Frerichs	Lewis	Porter	Webb
Campbell E O	Gaffers	Long	Rayher	Westall
Campbell W W	Gage	Lord	Reiburn	Whitcomb
Carroll	Galgano	Lown	Reilly	Williams
Caulfield	Gempler	Martin	Reiss	Witter
Cole	Gray	Mastick	Rice	Wright
Cosgrove	Greenwald	McArdle	Reiburn	Yale
Cowee	Harrington	McCleary	Rowe	Zimmerman
Crows	Harris	McDonald		

Aronson	Hackenburg	Jager	McLoughlin	Solomon
Borkowski	Hamill	Lieberman	Nichols	Wackerman
Di Pirro	Henderson	Lyman	Orr	Walsh
Giaccone				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 58, Int. No. 58) entitled "An act to amend the Penal Law, in relation to punishment for grand larceny in second degree," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present:

AYES 106

NOES 17

Those who voted in the affirmative were:

Adler	Crowley	Harris	McGinnies	Seaker
Antin	Dickstein	Hausner	McKee	Seelbach
Bailey	Dobson	Hawkins	McWhinney	Smith C C
Barnes	Doherty	Hunter	Mead	Smith J C
Bartholomew	Donohue	Hutchinson	Merrigan	Smith M L
Baum	Downs	Jacobs	Miller	Smith T K
Betts	Druss	Jeffery	Moore J G	Soule
Blakely	Duke	Jenks	Moore T C	Steinberg
Bloch	Evans	Jesse	Moran	Stitt
Blodgett	Everett	Judson	Morrissey	Taylor
Bly	Fenner	Kelly	Moses	Trahan
Booth	Finch	Kiernan	Mullen	Ullman
Brady	Flynn	Kirkland	Neary	VanWagenen
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Franchot	Leininger	Pette	Warren
Burchill	Frerichs	Lewis	Porter	Webb
Campbell E C	Gaffers	Long	Rayher	Wells
Campbell W W	Gage	Lord	Reiburn	Westall
Carroll	Galgano	Lown	Reilly	Wheelock
Caulfield	Gardner	MacFarland	Reiss	Whitcomb
Chamberlin	Gempler	Martin	Rice	Williams
Cheney	Gray	Mastick	Richford	Witte
Clayton	Greenwald	McArdle	Rowe	Wright
Cole	Halpern	McCleary	Sackett	Yale
Cowee	Harrington	McDonald	Schwab	Zimmerman
Crews				

Those who voted in the negative were:

Aronson	Giaccone	Jager	McLoughlin	Solomon
Borkowski	Hackenburg	Lieberman	Nichols	Wackerman
Cosgrove	Hamill	Lyman	Orr	Walsh
Di Pirro	Henderson			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 69, Int. No. 69) entitled "An act to amend the Penal Law, in relation to contradictory statements under oath," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 108

NOES 17

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McGinnies	Sackett
Antin	Dobson	Hawkins	McWhinney	Schwab
Bailey	Doherty	Hunter	Mead	Seaker
Bartholomew	Donohue	Hutchinson	Merrigan	Seelbach
Baum	Downs	Jacobs	Miller	Smith C C
Betts	Druss	Jeffery	Moore J G	Smith J C
Blakely	Duke	Jenks	Moore T C	Smith M L
Bloch	Evans	Jesse	Moran	Soule
Bly	Everett	Judson	Morrissey	Steinberg
Booth	Fenner	Kiernan	Moses	Ullman
Brady	Fox	Kirkland	Mullen	VanWagenen
Brooks	Franchot	Lattin	Neary	Walsh
Brundage	Frerichs	Leininger	Pette	Warren
Burchill	Gaffers	Lewis	Porter	Webb
Campbell E C	Gage	Long	Rayher	Westall
Campbell W W	Galgano	Lord	Reiburn	Whitcomb
Carroll	Gempler	Lown	Reilly	Williams
Caulfield	Gray	Martin	Reiss	Witter
Cole	Greenwald	Mastick	Rice	Wright
Cowee	Halpern	McArdle	Richford	Yale
Crews	Harrington	McCleary	Rowe	Zimmerman
Crowley	Harris	McDonald		

Those who voted in the negative were:

Aronson	Giaccone	Jager	McLoughlin	Solomon
Borkowski	Hackenburg	Lieberman	Nichols	Wackerman
Cosgrove	Hamill	Lyman	Orr	Wallace
Di Pirro	Henderson			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Penal Law, in relation to punishment of robbery in the first degree," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 107

NOES 17

Those who voted in the affirmative were:

Adler	Dickstein	Hawkins	McGinnies	Sackett
Antin	Dobson	Hunter	McWhinney	Schwab
Bailey	Doherty	Hutchinson	Mead	Seaker
Bartholomew	Donohue	Jacobs	Merrigan	Seelbach
Baum	Downs	Jeffery	Miller	Smith C C
Betts	Druss	Jenks	Moore J G	Smith J C
Blakely	Duke	Jesse	Moore T C	Smith M L
Bloch	Evans	Judson	Moran	Soule
Bly	Everett	Kiernan	Morrissey	Steinberg
Booth	Fenner	Kirkland	Moses	Ullman
Brady	Fox	Lattin	Mullen	VanWagenen
Brooks	Franchot	Leininger	Neary	Wallace
Brundage	Frerichs	Lewis	Pette	Warren
Burchill	Gaffers	Long	Porter	Webb
Campbell E C	Gage	Lord	Rayher	Westall
Campbell W W	Galgano	Lown	Reiburn	Whitcomb
Carroll	Gempler	Martin	O'cilly	Williams
Caulfield	Gray	Mastick	Reiss	Witter
Cole	Greenwald	McArdle	Rice	Wright
Cowee	Harrington	McCleary	Richford	Yale
Crews	Harris	McDonald	Rowe	Zimmerman
Crowley	Hausner			

Those who voted in the negative were:

Aronson	Giaccone	Jager	McLoughlin	Solomon
Borkowski	Hackenburg	Lieberman	Nichols	Wackerman
Cosgrove	Hamill	Lyman	Orr	Walsh
Di Pirro	Henderson			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 62, Int. No. 62) entitled "An act to amend the Penal Law, in relation to punishment for grand larceny in first degree," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 107

NOES 17

Those who voted in the affirmative were:

Adler	Dickstein	Hawkins	McGinnies	Sackett
Antin	Dobson	Hunter	McWhinney	Schwab
Bailey	Doherty	Hutchinson	Meal	Seaker
Bartholomew	Donohue	Jacobs	Merrigan	Seelbach
Baum	Downs	Jeffery	Miller	Smith C O
Betts	Druss	Jenks	Moore J G	Smith J C
Blakely	Duke	Jesse	Moore T C	Smith M L
Bloch	Evans	Judson	Moran	Soule
Bly	Everett	Kiernan	Morrissey	Steinberg
Booth	Fenner	Kirkland	Moses	Ullman
Brady	Fox	Lattin	Mullen	VanWagenen
Brooks	Franchot	Leininger	Neary	Wallace
Brundage	Frerichs	Lewis	Pette	Warren
Burchill	Gaffers	Long	Porter	Webb
Campbell E C	Gage	Lord	Rayher	Westall
Campbell W W	Galgano	Lown	Reiburn	Whitcomb
Carroll	Gempler	Martin	Reilly	Williams
Caulfield	Gray	Mastick	Reiss	Witter
Cole	Greenwald	McArdle	Rice	Wright
Cowee	Harrington	McCleary	Richford	Yale
Crews	Harris	McDonald	Rowe	Zimmerman
Crowley	Hausner			

Those who voted in the negative were:

Aronson	Giaccone	Jager	McLoughlin	Solomon
Borkowski	Hackenburg	Lieberman	Nichols	Wackerman
Cosgrove	Hamill	Lyman	Orr	Walsh
Di Pirro	Henderson			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 67, Int. No. 67) entitled "An act to amend the Penal Law, in relation to punishment for murder in the second degree," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

Those who voted in the affirmative were:

Adler	Dickstein	Hawkins	McWhinney	Schwab
Antin	Dobson	Hunter	Mead	Seaker
Bailey	Doherty	Hutchinson	Merrigan	Seelbach
Bartholomew	Donohue	Jacobs	Miller	Smith C C
Baum	Downs	Jeffery	Moore J G	Smith J C
Betts	Druss	Jenka	Moore T C	Smith M L
Blakely	Duke	Jesse	Moran	Smith T K
Bloch	Evans	Judson	Morrissey	Soule
Bly	Everett	Kiernan	Moses	Steinberg
Booth	Fenner	Kirkland	Mullen	Ullman
Brady	Fox	Lattin	Neary	VanWagenen
Brooks	Franchot	Leiningor	Pette	Wallace
Brundage	Frerichs	Lewis	Porter	Warren
Burchill	Gaffers	Long	Rayher	Webb
Campbell E C	Gage	Lord	Reiburn	Westall
Campbell W W	Galgano	Lown	Reilly	Whitcomb
Carroll	Gempler	Martin	Reiss	Williams
Caulfield	Gray	Mastick	Rice	Witter
Cole	Greenwald	McArdle	Richford	Wright
Cowee	Harrington	McCleary	Rowe	Yale
Crews	Harris	McDonald	Sackett	Zimmerman
Crowley	Hausner	McGinnies		

Those who voted in the negative were:

Aronson	Giaccone	Jager	McLoughlin	Solomon
Borkowski	Hackenburg	Lieberman	Nichols	Wackerman
Cosgrove	Hamill	Lyman	Orr	Walsh
Di Pirro	Henderson			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 879, Int. No. 515) entitled "An act to amend the Surrogate Court Act generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138
NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McLoughlin	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Smith C C
Aronson	Dobson	Hunter	Mead	Smith J C
Bailey	Doherty	Hutchinson	Merrigan	Smith M L

Barnes	Donohue	Jacobs	Miller	Smith T K
Bartholomew	Downs	Jager	Moore J G	Solomon
Baum	Druss	Jeffery	Moore T C	Soule
Blakely	Duke	Jenks	Moran	Steinberg
Bloch	Evans	Jesse	Morrissey	Stitt
Blodgett	Everett	Judson	Moses	Taylor
Bly	Fenner	Kelly	Mullen	Trahan
Booth	Finch	Kiernan	Neary	Ullman
Borkowski	Fox	Kirkland	Nichols	VanWagenen
Brady	Franchot	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Burchill	Gage	Lieberman	Porter	Warren
Campbell E C	Galgano	Long	Rayher	Webb
Campbell W W	Gardner	Lord	Reiburn	Wells
Carroll	Gempler	Lown	Reilly	Westall
Caulfield	Giaccone	MacFarland	Reiss	Wheelock
Cheney	Gray	Martin	Rice	Whitcomb
Clayton	Greenwald	Mastick	Richford	Williams
Cole	Hackenburg	McArdle	Rowe	Witter
Cosgrove	Halpern	McCleary	Sackett	Wright
Cowee	Hamill	McDonald	Schwab	Yale
Crews	Harrington	McGinnies	Seaker	Zimmerman
Crowley	Harris	McKee		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 753, Int. No. 706) entitled "An act giving power to the trustees of the village of Shoreham, Suffolk county, New York, to lease a portion of the buildings on the shore front in such village to the Shoreham County Club, Incorporated, for a club house," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McLoughlin	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Smith C C
Aronson	Dobson	Hunter	Mead	Smith J C
Bailey	Doherty	Hutchinson	Merrigan	Smith M L
Barnes	Donohue	Jacobs	Miller	Smith T K
Bartholomew	Downs	Jager	Moore J G	Solomon
Baum	Druss	Jeffery	Moore T C	Soule
Blakely	Duke	Jenks	Moran	Steinberg
Bloch	Evans	Jesse	Morrissey	Stitt
Blodgett	Everett	Judson	Moses	Taylor

Booth	Finch	Kiernan	Neary	Ullman
Borkowski	Fox	Kirkland	Nichols	VanWagenen
Brady	Franchot	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Burchill	Gage	Lieberman	Porter	Warren
Campbell E C	Galgano	Long	Rayher	Webb
Campbell W W	Gardner	Lord	Reiburn	Wells
Carroll	Gempler	Lown	Reilly	Westall
Caulfield	Giaccone	MacFarland	Reiss	Wheelock
Cheney	Gray	Martin	Rice	Whitcomb
Clayton	Greenwald	Mastick	Richford	Williams
Cole	Hackenburg	McArdle	Rowe	Witter
Cosgrove	Halpern	McCleary	Sackett	Wright
Cowee	Hamill	McDonald	Schwab	Yale
Crews	Harrington	McGinnies	Seaker	Zimmerman
Crowley	Harris	McKee		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 881, Int. No. 516) entitled "An act to amend the Civil Practice Act, generally," having been announced for a third reading,

On motion of Mr. Duke, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 308, Rec. No. 40) entitled "An act to amend the Education Law, in relation to taxing lands of the State for school purposes in certain towns," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McLoughlin	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Smith C C
Aronson	Dohson	Hunter	Mead	Smith J C
Bailey	Doherty	Hutchinson	Merrigan	Smith M T
Barnes	Donohue	Jacobs	Miller	Smith T K
Bartholomew	Downs	Jager	Moore J C	Solomon
Baum	Druss	Jeffery	Moore T C	Soule
Blakely	Duke	Jenks	Moran	Steinberg

Blodgett	Everett	Judson	Moses	Taylor
Bly	Fenner	Kelly	Mullen	Trahan
Booth	Finch	Kiernan	Neary	Ullman
Borkowski	Fox	Kirkland	Nichols	VanWagenen
Brady	Franchot	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Burchill	Gage	Lieberman	Porter	Warren
Campbell E C	Galgano	Long	Rayher	Webb
Campbell W W	Gardner	Lord	Reiburn	Wells
Carroll	Gempler	Lown	Reilly	Westall
Caulfield	Giaccone	MacFarland	Reiss	Wheelock
Cheney	Gray	Martin	Rice	Whitcomb
Clayton	Greenwald	Mastick	Richford	Williams
Cole	Hackenburg	McArdle	Rowe	Witter
Cosgrove	Halpern	McCleary	Sackett	Wright
Cowee	Hamill	McDonald	Schwab	Yale
Crews	Harrington	McGinnies	Seaker	Zimmerman
Crowley	Harris	McKee		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 221, Rec. No. 63) entitled "An act to amend the Penal Law, in relation to bribery of baseball players," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McLoughlin	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Smith C C
Aronson	Dobson	Hunter	Mead	Smith J C
Bailey	Doherty	Hutchinson	Merrigan	Smith M L
Barnes	Donohue	Jacobs	Miller	Smith T K
Bartholomew	Downs	Jager	Moore J G	Solomon
Baum	Druss	Jeffery	Moore T C	Soule
Blakely	Duke	Jenks	Moran	Steinberg
Bloch	Evans	Jesse	Morrissey	Stitt
Blodgett	Everett	Judson	Moses	Taylor
Bly	Fenner	Kelly	Mullen	Trahan
Booth	Finch	Kiernan	Neary	Ullman
Borkowski	Fox	Kirkland	Nichols	VanWagenen
Brady	Franchot	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace

Campbell E C	Galgano	Long	Rayher	Webb
Campbell W W	Gardner	Lord	Reiburn	Wells
Carroll	Gempler	Lown	Reilly	Westall
Caulfield	Giaccone	MacFarland	Reiss	Wheelock
Cheney	Gray	Martin	Rice	Whitcomb
Clayton	Greenwald	Mastick	Richford	Williams
Cole	Hackenburg	McArdle	Rowe	Witter
Cosgrove	Halpern	McCleary	Sackett	Wright
Cowee	Hamill	McDonald	Schwab	Yale
Crews	Harrington	McGinnies	Seaker	Zimmerman
Crowley	Harris	McKee		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 332, Rec. No. 45) entitled "An act to amend an act entitled 'An act authorizing the Commissioners of the Land Office to convey to the city of Cortland all the right, title and interest of the State of New York in and to the whole or any portion of the site of the State Normal and Training School in such city,' by authorizing the conveyance of some portion thereof to the county of Cortland," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McLoughlin	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Smith C C
Aronson	Dobson	Hunter	Mead	Smith J C
Bailey	Doherty	Hutchinson	Merrigan	Smith M L
Barnes	Donohue	Jacobs	Miller	Smith T K
Bartholomew	Downs	Jager	Moore J G	Solomon
Baum	Druss	Jeffery	Moore T C	Soule
Blakely	Duke	Jenks	Moran	Steinberg
Bloch	Evans	Jesse	Morrissey	Stitt
Blodgett	Everett	Judson	Moses	Taylor
Bly	Fenner	Kelly	Mullen	Trahan
Booth	Finch	Kiernan	Neary	Ullman
Borkowski	Fox	Kirkland	Nichols	VanWagenen
Brady	Franchot	Lattin	O'Connor	Wackerman

Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Burchill	Gage	Lieberman	Porter	Warren
Campbell E C	Galgano	Long	Rayher	Webb
Campbell W W	Gardner	Lord	Reiburn	Wells
Carroll	Gempler	Lown	Reilly	Westall
Caulfield	Giaccone	MacFarland	Reiss	Wheelock
Cheney	Gray	Martin	Rice	Whitcomb
Clayton	Greenwald	Mastick	Richford	Williams
Cole	Hackenburg	McArdle	Rowe	Witter
Cosgrove	Halpern	McCleary	Sackett	Wright
Cowee	Hamill	McDonald	Schwab	Yale
Crews	Harrington	McGinnies	Seaker	Zimmerman
Crowley	Harris	McKee		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 420, Rec. No. 44) entitled "An act to amend chapter four hundred and fourteen of the Laws of nineteen hundred and eighteen, entitled 'An act to create a State commission to inquire into the subject of retirement pensions, allowances and annuities for State and municipal officers and employees, and making an appropriation therefor,' in relation to report by such commission," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McLoughlin	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Smith C C
Aronson	Dobson	Hunter	Mead	Smith J C
Bailey	Doherty	Hutchinson	Merrigan	Smith M L
Barnes	Donohue	Jacobs	Miller	Smith T K
Bartholomew	Downs	Jager	Moore J G	Solomon
Baum	Druss	Jeffery	Moore T C	Soule
Blakely	Duke	Jenks	Moran	Steinberg
Bloch	Evans	Jesse	Morrissey	Stitt
Blodgett	Everett	Judson	Moses	Taylor
Bly	Fenner	Kelly	Mullen	Trahan
Booth	Finch	Kiernan	Neary	Ullman
Borkowski	Fox	Kirkland	Nichols	VanWagenen
Brady	Franchot	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace

Brundage	Gaffers	Lewis	Pette	Walsh
Burchill	Gage	Lieberman	Porter	Warren
Campbell E O	Galgano	Long	Rayher	Webb
Campbell W W	Gardner	Lord	Reiburn	Wells
Carroll	Gempler	Lown	Reilly	Westall
Caulfield	Giaccone	MacFarland	Reiss	Wheelock
Cheney	Gray	Martin	Rice	Whitcomb
Clayton	Greenwald	Mastick	Richford	Williams
Cole	Hackenburg	McArdle	Rowe	Witter
Cosgrove	Halpern	McCleary	Sackett	Wright
Cowee	Hamill	McDonald	Schwab	Yale
Crews	Harrington	McGinnies	Seaker	Zimmerman
Crowley	Harris	McKee		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 162, Rec. No. 69) entitled "An act to broaden the corporate purposes of the New York Association for Improving the Condition of the Poor," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McLoughlin	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Smith C C
Aronson	Dobson	Hunter	Mead	Smith J C
Bailey	Doherty	Hutchinson	Merrigan	Smith M L
Barnes	Donohue	Jacobs	Miller	Smith T K
Bartholomew	Downs	Jager	Moore J G	Solomon
Baum	Druss	Jeffery	Moore T C	Soule
Blakely	Duke	Jenks	Moran	Steinberg
Bloch	Evans	Jesse	Morrissey	Stitt
Blodgett	Everett	Judson	Moses	Taylor
Bly	Fenner	Kelly	Mullen	Trahan
Booth	Finch	Kiernan	Neary	Ullman
Borkowski	Fox	Kirkland	Nichols	VanWagenen
Brady	Franchot	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Burchill	Gage	Lieberman	Porter	Warren
Campbell E O	Galgano	Long	Rayher	Webb
Campbell W W	Gardner	Lord	Reiburn	Wells
Carroll	Gempler	Lown	Reilly	Westall
Caulfield	Giaccone	MacFarland	Reiss	Wheelock

Clayton	Greenwald	Mastick	Richford	Williams
Cole	Hackenburg	McArdle	Rowe	Witter
Cosgrove	Halpern	McCleary	Sackett	Wright
Cowee	Hamill	McDonald	Schwab	Yale
Crews	Harrington	McGinnies	Seaker	Zimmerman
Crowley	Harris	McKee		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 156, Rec. No. 53) entitled "An act to amend the Election Law, in relation to first nominations by a new political party," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McLoughlin	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Smith C C
Aronson	Dobson	Hunter	Mead	Smith J C
Bailey	Doherty	Hutchinson	Merrigan	Smith M L
Barnes	Donohue	Jacobs	Miller	Smith T K
Bartholomew	Downs	Jager	Moore J G	Solomon
Baum	Druss	Jeffery	Moore T C	Soule
Blakely	Duke	Jenks	Moran	Steinberg
Bloch	Evans	Jesse	Morrissey	Stitt
Blodgett	Everett	Judson	Moses	Taylor
Bly	Fenner	Kelly	Mullen	Trahan
Booth	Finch	Kiernan	Neary	Ullman
Borkowski	Fox	Kirkland	Nichols	VanWagenen
Brady	Franchot	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Burchill	Gage	Lieberman	Porter	Warren
Campbell E C	Galgano	Long	Rayher	Webb
Campbell W W	Gardner	Lord	Reiburn	Wells
Carroll	Gempler	Lown	Reilly	Westall
Caulfield	Giarcone	MacFarland	Reiss	Wheelock
Cheney	Gray	Martin	Rice	Whitcomb
Clayton	Greenwald	Mastick	Richford	Williams
Cole	Hackenburg	McArdle	Rowe	Witter
Cosgrove	Halpern	McCleary	Sackett	Wright
Cowee	Hamill	McDonald	Schwab	Yale
Crews	Harrington	McGinnies	Seaker	Zimmerman
Crowley	Harris	McKee		

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a message that the Assembly have concurred in the passage of the same.

The bill (No. 918, Int. No. 325) entitled "An act to promote the health and efficiency of firemen in cities of the State," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McLoughlin	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Smith C C
Aronson	Dobson	Hunter	Mead	Smith J C
Bailey	Doherty	Hutchinson	Merrigan	Smith M L
Barnes	Donohue	Jacobs	Miller	Smith T K
Bartholomew	Downs	Jager	Moore J G	Solomon
Baum	Druss	Jeffery	Moore T C	Soule
Blakely	Duke	Jenks	Moran	Steinberg
Bloch	Evans	Jesse	Morrissey	Stitt
Blodgett	Everett	Judson	Moses	Taylor
Bly	Fenner	Kelly	Mullen	Trahan
Booth	Finch	Kiernan	Neary	Ullman
Borkowski	Fox	Kirkland	Nichols	VanWagenen
Brady	Franchot	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Burchill	Gage	Lieberman	Porter	Warren
Campbell E O	Galgano	Long	Rayher	Webb
Campbell W W	Gardner	Lord	Reiburn	Wells
Carroll	Gempler	Lown	Reilly	Westall
Caulfield	Giaccone	MacFarland	Reiss	Wheelock
Cheney	Gray	Martin	Rice	Whitcomb
Clayton	Greenwald	Mastick	Richford	Williams
Cole	Hackenburg	McArdle	Rowe	Witter
Cosgrove	Halpern	McCleary	Sackett	Wright
Cowee	Hamill	McDonald	Schwab	Yale
Crews	Harrington	McGinnies	Seaker	Zimmerman
Crowley	Harris	McKee		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 932, Int. No. 557) entitled "An act to amend the Conservation Law, in relation to pickerel," having been announced for a third reading,

bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 678, Int. No. 642) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eight of article seven of the Constitution, in relation to a certain portion of the Erie canal," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McLoughlin	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Smith C C
Aronson	Dobson	Hunter	Mead	Smith J C
Bailey	Doherty	Hutchinson	Merrigan	Smith M L
Barnes	Donohue	Jacobs	Miller	Smith T K
Bartholomew	Downs	Jager	Moore J G	Solomon
Baum	Druss	Jeffery	Moore T C	Soule
Blakely	Duke	Jenks	Moran	Steinberg
Bloch	Evans	Jease	Morrissey	Stitt
Blodgett	Everett	Judson	Moses	Taylor
Bly	Fenner	Kelly	Mullen	Trahan
Booth	Finch	Kiernan	Neary	Ullman
Borkowski	Fox	Kirkland	Nichols	VanWagenen
Brady	Franchot	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Burchill	Gage	Lieberman	Porter	Warren
Campbell E C	Galgano	Long	Rayher	Webb
Campbell W W	Gardner	Lord	Reiburn	Wells
Carroll	Gempler	Lown	Reilly	Westall
Caulfield	Giaccone	MacFarland	Reiss	Wheelock
Cheney	Gray	Martin	Rice	Whitcomb
Clayton	Greenwald	Mastick	Richford	Williams
Cole	Hackenburg	McArdle	Rowe	Witter
Cosgrove	Halpern	McCleary	Sackett	Wright
Cowee	Hamill	McDonald	Schwab	Yale
Crews	Harrington	McGinntes	Seaker	Zimmerman
Crowley	Harris	McKee		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

the Conservation Law, in relation to the taking and possession of deer in Greene county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McLoughlin	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Smith C C
Aronson	Dobson	Hunter	Mead	Smith J C
Bailey	Doherty	Hutchinson	Merrigan	Smith M L
Barnes	Donohue	Jacobs	Miller	Smith T K
Bartholomew	Downs	Jager	Moore J G	Solomon
Baum	Druss	Jeffery	Moore T C	Soule
Blakely	Duke	Jenks	Moran	Steinberg
Bloch	Evans	Jesse	Morrissey	Stitt
Blodgett	Everett	Judson	Moses	Taylor
Bly	Fenner	Kelly	Mullen	Trahan
Booth	Finch	Kiernan	Neary	Ullman
Borkowski	Fox	Kirkland	Nichols	Van Wagenen
Brady	Franchot	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Burchill	Gage	Lieberman	Porter	Warren
Campbell E C	Galgano	Long	Rayher	Webb
Campbell W W	Gardner	Lord	Reiburn	Wells
Carroll	Gempler	Lown	Reilly	Westall
Caulfield	Giaccone	MacFarlane	Reiss	Wheelock
Cheney	Gray	Martin	Rice	Whitcomb
Clayton	Greenwald	Mastick	Richford	Williams
Cole	Hackenburg	McArdle	Rowe	Witter
Cosgrove	Halpern	McCleary	Sackett	Wright
Cowee	Hamill	McDonald	Schwab	Yale
Crews	Harrington	McGinnies	Seaker	Zimmerman
Crowley	Harris	McKee		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 927, Int. No. 413) entitled "An act to amend the Penal Law, in relation to bribery of baseball players," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McLoughlin	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Smith C C
Aronson	Dobson	Hunter	Mead	Smith J C
Bailey	Doherty	Hutchinson	Merrigan	Smith M L
Barnes	Donohue	Jacobs	Miller	Smith T K
Bartholomew	Downs	Jager	Moore J G	Solomon
Baum	Druss	Jeffery	Moore T C	Soule
Blakely	Duke	Jenks	Moran	Steinberg
Bloch	Evans	Jesse	Morrissey	Stitt
Blodgett	Everett	Judson	Moses	Taylor
Bly	Fenner	Kelly	Mullen	Trahan
Booth	Finch	Kiernan	Neary	Ullman
Borkowski	Fox	Kirkland	Nichols	VanWagenen
Brady	Franchot	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Burchill	Gage	Lieberman	Porter	Warren
Campbell E C	Galgano	Long	Rayher	Webb
Campbell W W	Gardner	Lord	Reiburn	Wells
Carroll	Gempler	Lown	Reilly	Westall
Caulfield	Giaccone	MacFarland	Reiss	Wheelock
Cheney	Gray	Martin	Rice	Whitcomb
Clayton	Greenwald	Mastick	Richford	Williams
Cole	Hackenburg	McArdle	Rowe	Witter
Coogrove	Halpern	McCleary	Sackett	Wright
Cowee	Hamill	McDonald	Schwab	Yale
Crews	Harrington	McGinnies	Seaker	Zimmerman
Crowley	Harris	McKee		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 931, Int. No. 594) entitled "An act to amend the Town Law, in relation to the maintenance of the sewer system in sewer districts," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McLoughlin	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Smith C C
Aronson	Dobson	Hunter	Mead	Smith J C
Bailey	Doherty	Hutchinson	Merrigan	Smith M L
Barnes	Donohue	Jacobs	Miller	Smith T K
Bartholomew	Downs	Jager	Moore J G	Solomon
Baum	Druss	Jeffery	Moore T C	Soule
Blakely	Duke	Jenks	Moran	Steinberg
Bloch	Evans	Jesse	Morrissey	Stitt
Blodgett	Everett	Judson	Moses	Taylor
Bly	Fenner	Kelly	Mullen	Trahan
Booth	Finch	Kiernan	Neary	Ullman
Borkowski	Fox	Kirkland	Nichols	VanWagenen
Brady	Franchot	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Burchill	Gage	Lieberman	Porter	Warren
Campbell E C	Galgano	Long	Rayher	Webb
Campbell W W	Gardner	Lord	Reiburn	Wells
Carroll	Gempler	Lown	Reilly	Westall
Caulfield	Giaccone	MacFarland	Reiss	Wheelock
Cheney	Gray	Martin	Rice	Whitcomb
Clayton	Greenwald	Mastick	Richford	Williams
Cole	Hackenburg	McArdle	Rowe	Witter
Cosgrove	Halpern	McCleary	Sackett	Wright
Cowee	Hamill	McDonald	Schwab	Yale
Crews	Harrington	McGinnies	Seaker	Zimmerman
Crowley	Harris	McKee		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 924, Int. No. 60) entitled "An act to amend the Penal Law, in relation to punishment of robbery in second degree," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 107

NOES 17

Those who voted in the affirmative were:

Adler	Dobson	Hausner	McGinnies	Schwab
Antin	Doherty	Hawkins	McWhinney	Seaker
Bailey	Donohue	Hunter	Mead	Seelbach
Bartholomew	Downs	Hutchinson	Merrigan	Smith C C

Betts	Duke	Jeffery	Moore J G	Smith M L
Blakely	Ellsworth	Jenks	Moore T C	Smith T K
Bloch	Evans	Jesse	Moran	Soule
Bly	Everett	Judson	Morrissey	Steinberg
Booth	Fenner	Kiernan	Moses	Ullman
Brady	Fox	Kirkland	Mullen	VanWagenen
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Pette	Warren
Burchill	Gaffers	Lewis	Porter	Webb
Campbell E C	Gage	Long	Rayher	Wells
Campbell W W	Galgano	Lord	Reiburn	Westall
Carroll	Gempier	Lown	Reilly	Whitcomb
Caulfield	Gray	Martin	Reiss	Williams
Cole	Greenwald	Mastick	Rice	Witter
Cosgrove	Hager	McArdle	Richford	Wright
Cowee	Halpern	McCleary	Rowe	Yale
Crews	Harrington	McDonald	Sackett	Zimmerman
Crowley	Harris			

Those who voted in the negative were:

Aronson	Giaccone	Jager	McLoughlin	Solomon
Borkowski	Hackenburg	Lieberman	Nichols	Wackerman
Dickstein	Hamill	Lyman	Orr	Walsh
Di Pirro	Henderson			

Ordered. That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 923, Int. No. 63) entitled "An act to amend the Penal Law, in relation to burglar's instruments," having been announced for a third reading,

On motion of Mr. Ullman, said bill was recommitted to the committee on codes, retaining its place on the order of third reading.

The bill (No. 925, Int. No. 64) entitled "An act to amend the Penal Law, in relation to punishment for burglary," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 17

Those who voted in the affirmative were:

Adler	Crowley	Hawkins	McGinnies	Schwab
Antin	Dobson	Hunter	McWhinney	Seaker
Bayley	Doherty	Hutchinson	Mead	Seelbach

Baum	Downs	Jacobs	Miller	Smith J C
Betts	Druss	Jeffery	Moore J G	Smith M L
Blakely	Duke	Jenks	Moore T C	Smith T K
Bloch	Ellsworth	Jesse	Moran	Soule
Bly	Evans	Judson	Morrissey	Steinberg
Booth	Everett	Kiernan	Moses	Ullman
Brady	Fenner	Kirkland	Mullen	VanWagenen
Brooks	Fox	Lattin	Neary	Wallace
Brundage	Franchot	Leininger	Pette	Warren
Burchill	Frerichs	Lewis	Porter	Webb
Campbell E C	Gaffers	Long	Rayher	Wells
Campbell W W	Gage	Lord	Reiburn	Westall
Carroll	Galgano	Lown	Reilly	Whitecomb
Caulfield	Gempler	Martin	Reiss	Williams
Cole	Gray	Mastick	Rice	Witter
Cosgrove	Greenwald	McArdle	Richford	Wright
Cowee	Harrington	McCleary	Rowe	Yale
Crews	Harris	McDonald	Sackett	Zimmerman

Those who voted in the negative were:

Aronson	Giaccone	Jager	McLoughlin	Solomon
Borkowski	Hackenburg	Lieberman	Nichols	Wackerman
Dickstein	Hamill	Lyman	Orr	Walsh
Di Pirro	Henderson			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 921, Int. No. 66) entitled "An act to amend the Penal Law, in relation to punishment for assault in the first degree," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 106

NOES 16

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McGinnies	Schwab
Antin	Dobson	Hawkins	McWhinney	Seaker
Bailey	Doherty	Hunter	Mead	Seelbach
Bartholomew	Donohue	Hutchinson	Merrigan	Smith C C
Baum	Downs	Jacobs	Miller	Smith J C
Betts	Druss	Jeffery	Moore J G	Smith M L
Blakely	Duke	Jenks	Moore T C	Smith T K
Bloch	Ellsworth	Jesse	Moran	Soule
Bly	Evans	Judson	Morrissey	Steinberg
Booth	Everett	Kiernan	Moses	Ullman
Brady	Fenner	Kirkland	Mullen	VanWagenen

Brundage	Franchot	Lewis	Pette	Warren
Burchill	Frerichs	Lieberman	Porter	Webb
Campbell E C	Gaffers	Long	Kayher	Wells
Campbell W W	Gage	Lord	Reiburn	Westall
Carroll	Galgano	Lown	Reilly	Whitcomb
Caulfield	Gempler	Martin	Reiss	Williams
Cole	Gray	Mastick	Rice	Witter
Coogrove	Greenwald	McArdle	Richford	Wright
Cowee	Harrington	McCleary	Rowe	Yale
Crews	Harris	McDonald	Sackett	Zimmerman
Crowley				

Those who voted in negative were:

Aronson	Hackenburt	Jager	McLoughlin	Solomon
Borkowski	Hamill	Leininger	Nichols	Wackerman
Di Pirro	Henderson	Lyman	Orr	Walsh
Giaccone				

Ordered. That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 926, Int. No. 562) entitled "An act to amend the Prison Law, in relation to compensation of prisoners," having been announced for a third reading,

On motion of Mr. Ullman, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate returned the Assembly bill (No. 365, Senate Reprint No. 715, Int. No. 365) entitled "An act to amend the Conservation Law, in relation to trespass upon private parks or lands where foxes or other fur-bearing animals are bred," with a message that they have concurred in the passage of the same with the following amendments:

In the title, strike out the words "or other fur bearing animals".

Page 2, line 1, strike out the words "or other fur bearing animals".

Page 2, line 2, strike out the comma after the word "land".

Mr. Williams moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hausner	McLoughlin	Seelbach
Antin	Di Pirro	Hawkins	McWhinney	Smith C C
Aronson	Dobson	Hunter	Mead	Smith J C
Bailey	Doherty	Hutchinson	Merrigan	Smith M L
Barnes	Donohue	Jacobs	Miller	Smith T K
Bartholomew	Downs	Jager	Moore J G	Solomon
Baum	Druss	Jeffery	Moore T C	Soule
Blakely	Duke	Jenks	Moran	Steinberg
Bloch	Evans	Jesse	Morrissey	Stitt
Blodgett	Everett	Judson	Moses	Taylor
Bly	Fenner	Kelly	Mullen	Trahan
Booth	Finch	Kiernan	Neary	Ullman
Borkowski	Fox	Kirkland	Nichols	Van Wagenen
Brady	Franchot	Lattin	O'Connor	Wackerman
Brooks	Frerichs	Leininger	Orr	Wallace
Brundage	Gaffers	Lewis	Pette	Walsh
Burchill	Gage	Lieberman	Porter	Warren
Campbell E C	Galgano	Long	Rayher	Webb
Campbell W W	Gardner	Lord	Reiburn	Wells
Carroll	Gempler	Lown	Reilly	Westall
Caulfield	Giaccone	MacFarland	Reiss	Wheelock
Cheney	Gray	Martin	Rice	Whitcomb
Clayton	Greenwald	Mastick	Richford	Williams
Cole	Hackenburg	McArdle	Rowe	Witter
Cosgrove	Halpern	McCleary	Sackett	Wright
Cowee	Hamill	McDonald	Schwab	Yale
Crews	Harrington	McGinnies	Seaker	Zimmerman
Crowley	Harris	McKee		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 644, Int. No. 610) entitled "An act to authorize the board of education of union free school district number nine of the town of Hempstead, and the village of Freeport. or either of them, to acquire all or any part of the old cemetery known as the Freeport cemetery in the village of Freeport, adjoining property of the First Presbyterian church and the property of such district now used for high school purposes, for school purposes or for the establishment of a public park or for village purposes or for any or all of such purposes, and to provide for the removal of remains in such cemetery and reinterment thereof," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication was received from Hon. Theron Akin, mayor of the city of Amsterdam, returning Assembly bill (No. 627, Int. No. 269) entitled "An act to amend chapter two hundred and forty-two of the Laws of nineteen hundred and eleven, entitled 'An act to amend, consolidate and revise the several acts relative to the city of Amsterdam,' generally," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

The privileges of the floor were extended to Hon. John J. Griffin, Hon. John Shannon. Hon. J. J. Ahern and Hon. H. Seesselberg.

Mr. Hager was excused from the sessions of to-day and Tuesday.

On motion of Mr. Adler, the House adjourned.

TUESDAY, MARCH 8, 1921

The House met pursuant to adjournment.

Prayer by Rev. Wm. H. Edwards, Troy.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Pardons, Commutations and Reprieves, granted during year 1920, which was laid upon the table and ordered printed.

(See Document.)

The Senate sent for concurrence the following entitled bills:

"An act to amend the General City Law, in relation to the creation of purchasing departments and agencies" (No. 404, Rec. No. 111), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Conservation Law, in relation to the taking and possession of deer in Columbia and Greene counties" (No. 733, Rec. No. 112), which was read the first time and referred to the committee on conservation.

Mr. Antin introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to requiring the approval of the Public Service Commission and the Transit Commission in incurring expenditures for publicity purposes when advocating or urging changes in fares, rates and charges by corporations and persons subject to the jurisdiction of the commission" (Int. No. 1225), which was read the first time and referred to the committee on the judiciary.

Mr. Everett introduced a bill entitled "An act for the relief of the town of Clifton in the county of Saint Lawrence" (Int. No. 1226), which was read the first time and referred to the committee on internal affairs.

Also, "An act to authorize the State Commission of Highways to occupy a right of way on certain lands in the forests preserves in order to maintain its character as wild forest lands" (Int. No. 1227), which was read the first time and referred to the committee on internal affairs.

By unanimous consent, Mr. Jesse introduced a bill entitled "An act to amend the Greater New York charter, in relation to the position of military police inspector in the police department of the city of New York" (Int. No. 1228), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, Mr. Booth introduced a bill entitled "An act to amend chapter seven hundred and forty-six of the Laws of nineteen hundred and eleven, entitled 'An act making provision for issuing bonds to the amount of not to exceed nineteen million eight hundred thousand dollars for the purpose of furnishing proper terminals and facilities for Barge canal traffic, including the acquisition and interchange of property therefor, with a view to improving and fostering the the commerce of the State, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and eleven,' in relation to the present Erie canal as the same extends through a portion of the city of Utica" (Int. No. 1229), which was read the first time and referred to the committee on ways and means.

By unanimous consent, Mr. Kirkland introduced a bill entitled "An act to amend chapter five hundred and thirty-five of

the laws of the city of Olean, and to consolidate and revise the several acts relative to the city of Olean,' in relation to powers and duties of park commissioners, the acquisition of lands for park purposes and providing for the raising of funds for the payment of same" (Int. No. 1230), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, Mr. Flynn introduced a bill entitled "An act to amend the Judiciary Law, in relation to the salaries of interpreters of the county court of Bronx county" (Int. No. 1231), which was read the first time and referred to the committee on internal affairs.

By unanimous consent, Mr. Rowe introduced a bill entitled "An act to amend chapter three hundred and twenty of the Laws of eighteen hundred and eighty-five, entitled 'An act regulating and restricting the practice of midwifery in Erie county by others than legally authorized physicians,' in relation to the board of examiners" (Int. No. 1232), which was read the first time and referred to the committee on public health.

Also, by unanimous consent, "An act to confer jurisdiction on the Court of Claims to hear, audit and determine claims for damages for death or personal injuries sustained by reason of the alleged improper construction and maintenance of a certain public highways or road in Letchworth Park, in the town of Genesee Falls, county of Wyoming, on August tenth, nineteen hundred and seventeen, and to render judgment therefor" (Int. No. 1233), which was read the first time and referred to the committee on claims.

By unanimous consent, Mr. Anderson introduced a bill entitled "An act relative to courts of domestic relations in the city of New York" (Int. No. 1234), which was read the first time and referred to the committee on the judiciary.

By unanimous consent, Mr. McKee introduced a bill entitled "An act to amend the Education Law, in relation to the law library of the city court of the the city of New York" (Int. No. 1235), which was read the first time and referred to the committee on public education.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Duke (No. 170, Int. No.

170) entitled "An act to amend the Penal Law, in relation to negligent operation of motor vehicles," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Hawkins, Cole, Carroll, Fox, Evans, Campbell, W. W., Dickstein.

Those who voted in the negative were: Messrs. Jenks, Harrington, Henderson.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Jenks (No. 1114, Int. No. 431) entitled "An act to amend the Real Property Law, in relation to creating mutual estates of husband or wife, in the property of the other, as substitutes for dower and curtesy."

Also, the bill introduced by Mr. Dobson (No. 1112, Int. No. 229) entitled "An act to amend the Town Law, in relation to the deposits of moneys by the supervisors of towns."

Also, the bill introduced by Mr. Duke (No. 1113, Int. No. 603) entitled "An act to amend the Code of Criminal Procedure, in relation to bail."

Also, the bill introduced by Mr. T. C. Moore (No. 1115, Int. No. 52) entitled "An act to amend the Penal Law, in relation to the prohibition of the use on vehicles of the device of arms of the State and other representations," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. T. C. Moore (No. 820, Int. No. 767), entitled "An act to amend chapter one hundred and seventy-six of the Laws of nineteen hundred and five, entitled 'An act relating to the paving and grading of streets and highways in the city of Mount Vernon, and authorizing such city to raise money therefor by the issue of bonds,' reported the same with the following recommendation:

On page 2, line 10, strike out the word "eleven" and insert in place thereof the word "eight".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

tion, in the words following:

Whereas, The House learns, with sincere regret, of the death of Hon. Martin Van Buren Ives of Potsdam, N. Y., a former member of the Assembly from the Second Assembly District of St. Lawrence county, who departed this life on Sunday, March 6, 1921, and who served his constituents and the State with honor during the years of 1896, 1897 and 1898.

Resolved, That when the House adjourns to-day it be out of respect to his memory.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Adler moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adler	Dickstein	Harrington	McCleary	Schwab
Antin	Di Pirro	Harris	McDonald	Seelbach
Aronson	Dobson	Hausner	McGinnies	Smith C C
Bailey	Doherty	Hawkins	McLoughlin	Smith J C
Barnes	Donohue	Henderson	McWhinney	Smith M L
Bartholomew	Downs	Hunter	Mead	Solomon
Baum	Druss	Hutchinson	Merrigan	Soule
Betts	Duke	Jacobs	Miller	Steinberg
Bloch	Ellsworth	Jager	Moore J G	Stitt
Blodgett	Evans	Jeffery	Moore T C	Taylor
Bly	Everett	Jenks	Moran	Trahan
Booth	Fenner	Jesse	Morrissey	Ullman
Borkowski	Finch	Judson	Moses	VanWagenen
Brady	Fox	Lattin	Mullen	Wackerman
Brooks	Franchot	Leininger	Neary	Wallace
Brundage	Frerichs	Lewis	Nichols	Warren
Burchill	Gaffers	Lieberman	Orr	Webb
Campbell E C	Gage	Long	Pette	Wells
Campbell W W	Galgano	Lord	Porter	Westall
Carroll	Gardner	Lown	Rayher	Wheelock
Caulfield	Gempler	Lyman	Reiburn	Whitcomb
Cole	Giaccone	MacFarland	Reilly	Williams
Coagrove	Gray	Machold	Reiss	Witter
Cowae	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Mr. Adler moved the House proceed with business during the pendency of the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 881, Int. No. 516) entitled "An act to amend

third reading,

On motion of Mr. Duke, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 542, Int. No. 75) entitled "An act to amend the Village Law, in relation to ordinances regulating the use and construction of electric light and power wiring," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 274, Int. No. 272) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article six of the Constitution, in relation to compensation of judges and associate judges of the Court of Appeals," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Pirro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E C	Gage	Lieberman	Pette	Wells

Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Cosgrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 884, Int. No. 826) entitled "An act to incorporate The Heckscher Foundation for Children," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Pirro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowaki	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E C	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Cosgrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

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request their concurrence therein.

The bill (No. 742, Int. No. 695) entitled "An act to amend the Town Law, in relation to appropriations by town boards for rental of rooms for posts," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Perro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E C	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempier	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Cosgrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 287, Int. No. 285) entitled "An act to amend the Highway Law, in relation to motor vehicles, chauffeurs and operators, and penalties for violations of provisions relating to

and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Perro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	Van Wagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E C	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Cosgrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 947, Int No. 869) entitled "An act to amend the Real Property Law, in relation to the filing of maps in Suffolk county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

bly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Pirro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E C	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Cosgrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburger	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1020, Int. No. 935) entitled "An act to amend chapters three hundred and eleven of the Laws of nineteen hundred and twenty, entitled 'An act in relation to the assessment and collection of taxes in Suffolk county, and repealing certain special acts relating to the assessment and collection of taxes in such county,' generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Pirro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	VanWageningen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E C	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempier	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Coogrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1110, Int. No. 517) entitled "An act to amend the Justice Court Act, generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Pirro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L

Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E C	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Cosgrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 857, Int. No. 804) entitled "An act to authorize the Comptroller of the State to hear and determine the application of Joseph A. Daughton, as trustee of a trust fund created under the will of John Welspiel, deceased, for the redemption from the tax sale made by the Comptroller in nineteen hundred and fifteen of one acre of land in the town of Plattekill, Ulster county, assessed to Sarah Schoonmaker and described and bounded north and south by lands of E. L. Schoonmaker, east by the highway and west by the Central New England railroad," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

2.

AYES 130

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Pirro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L

Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E C	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Oole	Giaccone	Lyman	Reilly	Williams
Coogrove	Gray	MacFarland	Reiss	Witter
Oowes	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 776, Int. No. 729) entitled "An act to amend the Highway Law, in relation to bridges on county roads," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Pirro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren

Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Coogrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1107, Int. No. 574) entitled "An act to amend the Education Law, in relation to equalization of school taxes within joint districts," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Pirro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hanauer	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Uhlman
Borkowski	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E C	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Coogrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

request their concurrence therein.

The bill (No. 92, Int. No. 92) entitled "An act to amend the Code of Civil Procedure, in relation to payments of distributive shares and legacies to infants," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Pirro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Baum	Downs	Henderson	Mead	Solomon
Bartholomew	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	Van Wagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E C	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Cogrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 914, Int. No. 856) entitled "An act to amend the Penal Law, in relation to the unlawful use of the device of arms of the State," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

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to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 1

Those who voted in the affirmative were:

Adler	Di Pirro	Harrington	McDonald	Seelbach
Antin	Dobson	Harris	McGinnies	Smith C C
Aronson	Doherty	Hausner	McLoughlin	Smith J C
Bailey	Donohue	Hawkins	McWhinney	Smith M L
Barnes	Downs	Henderson	Mead	Solomon
Bartholomew	Druss	Hunter	Merrigan	Soule
Baum	Duke	Hutchinson	Miller	Steinberg
Betts	Ellsworth	Jacobs	Moore J G	Stitt
Bloch	Evans	Jager	Moore T C	Taylor
Blodgett	Everett	Jeffery	Moran	Trahan
Bly	Fenner	Jenks	Morrissey	Ullman
Booth	Finch	Jesse	Moses	Van Wagenen
Borkowski	Fox	Judson	Mullen	Wackerman
Brady	Franchot	Lattin	Neary	Wallace
Brooks	Frerichs	Leininger	Nichols	Warren
Brundage	Gaffers	Lewis	Orr	Webb
Burchill	Gage	Lieberman	Pette	Wells
Campbell E C	Galgano	Long	Porter	Westall
Campbell W W	Gardner	Lord	Rayher	Wheelock
Carroll	Gempler	Lown	Reiburn	Whitecomb
Caulfield	Giaccone	Lyman	Reilly	Williams
Cole	Gray	MacFarland	Reiss	Witter
Cosgrove	Greenwald	Martin	Rice	Wright
Cowee	Hackenburg	Mastick	Richford	Yale
Crews	Halpern	McArdle	Sackett	Zimmerman
Crowley	Hamill	McCleary	Schwab	

In the negative:

Dickstein

Ordered. That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 563, Int. No. 543) entitled "An act to amend chapter four hundred and eighty-five of the Laws of nineteen hundred and three, entitled 'An act to incorporate the Firemen's Benevolent Fund Association of the city of New Rochelle, New York,' in relation to changing the corporate name of such association," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Pirro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E C	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Cosgrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 625, Int. No. 597) entitled "An act to amend the Town Law, in relation to sidewalk districts in certain towns," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Perro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	Van Wagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E C	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Cosgrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 312, Int. No. 311) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the filing of affidavits in certain cases," having been announced for a third reading,

On motion of Mr. Neary, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1109, Int. No. 186) entitled "An act to repeal chapter six of the Laws of nineteen hundred and two, entitled 'An act to provide for the appointment of an assistant district attorney in Saratoga county,'" was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Pirro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell H O	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Coagrove	Gray	MacFarland	Reiss	Witter
Cowes	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. C. C. Smith offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of Senate bill (No. 687, Rec. No. 101) entitled "An act to amend the Civil Service Law, in relation to retiring civil war veterans and pensioning them."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. C. C. Smith, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. C. C. Smith, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Perro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E C	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Cosgrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1108, Int. No. 316) entitled "An act to amend the Civil Service Law, in relation to retiring Civil War veterans and pensioning them," having been announced for a third reading,

On motion of Mr. C. C. Smith, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 1106, Int. No. 65) entitled "An act to amend the Penal Law, in relation to buying or receiving stolen or wrongfully acquired property," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Pirro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith O C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E C	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Coogrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 734, Int. No. 356) entitled "An act to amend the Town Law, in relation to traffic policemen for hamlets and unincorporated villages," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Perro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon

Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E C	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Cosgrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 841, Int. No. 788) entitled "An act to amend the Highway Law, in relation to the transfer of used motor vehicles," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Pirro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb

Campbell W W	Galgano	Lord	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Cosgrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 359, Int. No. 359) entitled "An act to amend the Town Law, in relation to application of certain provisions to Livingston county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Perro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E O	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock
Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Cosgrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 680, Int. No. 644) entitled "An act to amend the Agricultural Law, in relation to compensation of owners of animals killed or appropriated by the State," having been announced,

Mr. Witter moved that said bill be recommitted to the committee on agriculture with instructions to report the same forthwith amended as follows:

Page 1, in the title, strike out "compensation of owners of animals killed or appropriated by the State" and insert "cattle".

Strike out lines 1 to 7 and insert:

"Section 1. Sections ninety-eight and one hundred and six of chapter nine of the Laws of nineteen hundred and nine, entitled 'An act in relation to agriculture, constituting chapter one of the Consolidated Laws,' as amended by chapter three hundred and eleven of the Laws of nineteen hundred and nineteen, are hereby amended to read as follows:

"§ 98. Physical examination of cattle. The commissioner [shall] may cause a physical examination to be made by competent veterinarian of dairy cows whose milk is marketed in liquid form or manufactured into butter, cheese or other food for human consumption, where the conditions are such as to make it necessary in order to prevent the products containing pathogenic bacteria, and he may cause a bacteriological test to be made of the secretions or excretions of any herd or herds of dairy cows or of any cow or cows within the State. Such physical examinations may be made as frequently as available funds appropriated will permit, and as the conditions necessitate. An examination made by any qualified and approved examiner may be accepted by the commissioner. Except in advanced cases, if an animal is found to have tuberculosis the Commissioner of Agriculture shall not take any action based upon such physical examination unless the tuberculin test be applied and such test confirms the result of the physical examination. If from such examination an animal be deemed to be infected with tuberculosis or any infectious or communicable disease or its condition be such as to render it undesirable for the production of milk or a menace to the health of other animals or persons, such animal shall be immediately removed from the herd, slaughtered or disposed of as the commissioner may prescribe according to the provisions of this article. If the owner or custodian of the herd so examined makes written request, the com-

missioner upon the recommendation of a veterinarian making such examination shall deliver or forward to such owner or custodian of such herd so examined a certificate stating that such examination has been made, the date thereof and such other information as may be deemed necessary by the commissioner. The commissioner may make such regulations as he may deem necessary for the classification of herds examined under this section and is hereby authorized and empowered, within the limits of his appropriation, to make arrangements at laboratories, either public or private, for the bacteriological tests above provided for.

“§ 106. Payments for animals killed. [The certificate of appraisal and the statement of the result of the post-mortem examination shall be presented by the owner, or his legal representative, or assigns, to the] The commissioner [who] shall issue his order for the amount due, as shown by [such] certificates and statements on file in office after he has found them to be correct, which amount shall be paid by the State Treasurer on the warrant of the Comptroller out of moneys appropriated therefor. The owner of animals condemned, taken over by the State or slaughtered as provided for herein shall also be entitled to and shall be paid interest on the amount due as shown by said certificate as herein provided for, after thirty days from the time such animals are ordered so taken or slaughtered by the commission.

“§ 2. Subdivision six of section one hundred and seven of such chapter, as last amended by chapter seven hundred and fifty-six of the Laws of nineteen hundred and twenty, is hereby amended to read as follows:”

Page 2, between lines 23 and 24 insert:

“§ 3. Subdivision seven of section one hundred and seven of such chapter, as last amended by chapter seven hundred and fifty-six of the Laws of nineteen hundred and twenty, is hereby repealed.

“§ 4. Subdivision eight of section one hundred and seven of such chapter, as last amended by chapter seven hundred and fifty-six of the Laws of nineteen hundred and twenty, is hereby amended to read as follows:

“8. No indemnity shall be paid for animals slaughtered on account of tuberculosis except for animals that are being examined for the purpose of establishing or maintaining herds free from tuberculosis nor to any person who shall have wilfully concealed the existence of disease among his animals or upon his premises, or who in any way by act or by wilful neglect has contributed to spread the disease sought to be suppressed or prevented, or who shall have wilfully neglected to take necessary precaution or obey

instructions given him by the commissioner or neglected to assist in the control or eradication of any infectious or communicable disease among his animals."

Page 2, line 25, change "2" to "5".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Witter, from the committee on agriculture, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 973, Int. No. 895) entitled "An act providing for the distribution of certain moneys, or portions thereof, remaining in the hands of the treasurers of different counties of the State, which was distributed to such counties under the appropriation made by chapter one of the Laws of nineteen hundred and twenty," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McCleary	Schwab
Antin	Di Perro	Harrington	McDonald	Seelbach
Aronson	Dobson	Harris	McGinnies	Smith C C
Bailey	Doherty	Hausner	McLoughlin	Smith J C
Barnes	Donohue	Hawkins	McWhinney	Smith M L
Bartholomew	Downs	Henderson	Mead	Solomon
Baum	Druss	Hunter	Merrigan	Soule
Betts	Duke	Hutchinson	Miller	Steinberg
Bloch	Ellsworth	Jacobs	Moore J G	Stitt
Blodgett	Evans	Jager	Moore T C	Taylor
Bly	Everett	Jeffery	Moran	Trahan
Booth	Fenner	Jenks	Morrissey	Ullman
Borkowski	Finch	Jesse	Moses	VanWagenen
Brady	Fox	Judson	Mullen	Wackerman
Brooks	Franchot	Lattin	Neary	Wallace
Brundage	Frerichs	Leininger	Nichols	Warren
Burchill	Gaffers	Lewis	Orr	Webb
Campbell E O	Gage	Lieberman	Pette	Wells
Campbell W W	Galgano	Long	Porter	Westall
Carroll	Gardner	Lord	Rayher	Wheelock

Caulfield	Gempler	Lown	Reiburn	Whitcomb
Cole	Giaccone	Lyman	Reilly	Williams
Congrove	Gray	MacFarland	Reiss	Witter
Cowee	Greenwald	Martin	Rice	Wright
Crews	Hackenburg	Mastick	Richford	Yale
Crowley	Halpern	McArdle	Sackett	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 930, Int. No. 77) entitled "An act to amend the Judiciary Law, in relation to the designation of a daily law journal by justices of the Supreme Court in the eighth judicial district," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 981, Int. No. 108) entitled "An act to amend the Civil Rights Law, in relation to the recovery of damages suffered by reason of selling or giving away intoxicating liquor," having been announced,

Debate was had.

Said bill was then read the second time.

Mr. Gage moved that said bill be placed on the order of third reading and referred to the committee on revision.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

AYES 76

NOES 56

Those who voted in the affirmative were:

Adler	Downs	Harris	Mastick	Smith J C
Bailey	Duke	Hausner	McCleary	Smith M L
Barnes	Ellsworth	Hunter	McGinnies	Soule
Bartholomew	Evans	Hutchinson	McWhinney	Trahan
Betts	Everett	Jacobs	Mead	VanWagenen
Blodgett	Fenner	Jeffery	Miller	Webb
Booth	Finch	Jenks	Moore T C	Wells
Brady	Franchot	Jesse	Moran	Westall
Brooks	Frerichs	Judson	Pette	Wheelock
Brundage	Gaffers	Lattin	Porter	Whitcomb
Campbell E C	Gage	Lewis	Rice	Williams
Campbell W W	Gardner	Long	Richford	Witter
Cole	Gray	Lord	Rowe	Wright
Cowee	Greenwald	Lown	Sackett	Yale
Crowley	Harrington	MacFarland	Smith C C	Zimmerman
Dobson				

Those who voted in the negative were:

Antin	Di Perro	Hawkins	Moore J G	Schwab
Aronson	Doherty	Henderson	Morrissey	Seelbach
Baum	Donohue	Jager	Moses	Solomon
Bloch	Druss	Leininger	Mullen	Steinberg
Bly	Flynn	Lieberman	Neary	Stitt
Borkowski	Fox	Lyman	Nichols	Taylor
Burchill	Galgano	McArdle	Orr	Ullman
Carroll	Gempler	McDonald	Rayher	Wackerman
Caulfield	Giaccone	McKee	Reiburn	Wallace
Cosgrove	Hackenburg	McLoughlin	Reilly	Walsh
Crews	Halpern	Merrigan	Reiss	Warren
Dickstein				

The bill (No. 1117, Int. No. 76) entitled "An act to amend the Town Law, in relation to street lighting," was read the second time.

On motion of Mr. Zimmerman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1116, Int. No. 485) entitled "An act to locate in part the boundary lines between the counties of Kings and Queens," was read the second time.

On motion of Mr. Schwab, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1176, Int. No. 106) entitled "An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquor," was read the second time.

Mr. Gage moved that said bill be placed on the order of third reading and referred to the committee on revision.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

AYES 76

NOES 56

Those who voted in the affirmative were:

Adler	Downs	Harris	Mastick	Smith J C
Bailey	Duke	Hausner	McCleary	Smith M L
Barnes	Ellsworth	Hunter	McGinnies	Soule
Bartholomew	Evans	Hutchinson	McWhinney	Trahan
Betts	Everett	Jacobs	Mead	VanWagenen
Blodgett	Fenner	Jeffery	Miller	Webb
Booth	Finch	Jenks	Moore T C	Wells
Brady	Franchot	Jesse	Moran	Westall
Brooks	Frerichs	Judson	Pette	Wheelock
Brundage	Gaffers	Lattin	Porter	Whitcomb
Campbell E C	Gage	Lewis	Rice	Williams

Campbell W W	Gardner	Long	Richford	Witter
Cole	Gray	Lord	Rowe	Wright
Cowee	Greenwald	Lown	Sackett	Yale
Crowley	Harrington	MacFarland	Smith C C	Zimmerman
Dobson				

Those who voted in the negative were:

Antin	Di Perro	Hawkins	Moore J G	Schwab
Aronson	Doherty	Henderson	Morrissey	Seelbach
Baum	Donohue	Jager	Moses	Solomon
Bloch	Druss	Leininger	Mullen	Steinberg
Bly	Flynn	Lieberman	Neary	Stitt
Borkowski	Fox	Lyman	Nichols	Taylor
Burchill	Galgano	McArdle	Orr	Ullman
Carroll	Gempler	McDonald	Rayher	Wackerman
Caulfield	Giaccone	McKee	Reiburn	Wallace
Coagrove	Hackenburg	McLoughlin	Reilly	Walsh
Crews	Halpern	Merrigan	Reiss	Warren
Dickstein				

The bill (No. 1173, Int. No. 88) entitled "An act to amend the Penal Law, in relation to the listing and advertising of stock of oil and mining corporations," was read the second time.

On motion of Mr. Henderson, said bill was placed on the order of third reading and referred to the committee on revision.

By unanimous consent, Mr. Jesse offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 497, Rec. No. 94) entitled "An act to amend the Greater New York charter, in relation to the temporary transfer of employees."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Jesse, and by unanimous consent, said bill was read the second time and ordered to a third reading.

The bill (No. 1175, Int. No. 230) entitled "An act to amend the Greater New York charter, in relation to temporary transfer of employees," having been announced for a second reading,

On motion of Mr. Jesse, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 1205, Int. No. 107) entitled "An act to amend the Penal Law, in relation to intoxicating liquor, repealing the Liquor Tax Law and the City Local Option Law, and providing for completing the unfinished business of the State Excise Department," was read the second time.

Mr. Gage moved that said bill be placed on the order of third reading and referred to the committee on revision.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

AYES 76

NOES 56

Those who voted in the affirmative were:

Adler	Downs	Harris	Mastick	Smith J C
Bailey	Duke	Hausner	McCleary	Smith M L
Barnes	Ellsworth	Hunter	McGinnies	Soule
Bartholomew	Evans	Hutchinson	McWhinney	Trahan
Betts	Everett	Jacobs	Mead	VanWagenen
Blodgett	Fenner	Jeffery	Miller	Webb
Booth	Finch	Jenks	Moore T C	Wells
Brady	Franchot	Jesse	Moran	Westall
Brooks	Frerichs	Judson	Pette	Wheelock
Brundage	Gaffers	Lattin	Porter	Whitcomb
Campbell E C	Gage	Lewis	Rice	Williams
Campbell W W	Gardner	Long	Richford	Witter
Cole	Gray	Lord	Rowe	Wright
Cowee	Greenwald	Lown	Sackett	Yale
Crowley	Harrington	MacFarland	Smith C C	Zimmerman
Dobson				

Those who voted in the negative were:

Antin	Di Perro	Hawkins	Moore J G	Schwab
Aronson	Doherty	Henderson	Morrissey	Seelbach
Baum	Donohue	Jager	Moses	Solomon
Bloch	Druss	Leininger	Mullen	Steinberg
Bly	Flynn	Lieberman	Neary	Stitt
Borkowski	Fox	Lyman	Nichols	Taylor
Burchill	Galgano	McArdle	Orr	Ullman
Carroll	Gempler	McDonald	Rayher	Wackerman
Caulfield	Giaccone	McKee	Reiburn	Wallace
Cosgrove	Hackenburg	McLoughlin	Reilly	Walsh
Crews	Halpern	Merrigan	Reiss	Warren
Dickstein				

The bill (No. 1206, Int. No. 429) entitled "An act to amend the Tax Law, in relation to reorganizing the State Tax Commission and defining its powers and duties and transferring thereto certain powers, duties and jurisdiction of the Comptroller and Secretary of State," was read the second time.

On motion of Mr. Judson, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate returned the bill (No. 816, Int. No. 763) entitled "An act to amend chapter two hundred and fifty-one of the Laws of nineteen hundred and twenty, entitled 'An act to detach a portion of the village of Lawrence and continue it as a part of the

town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon,' in relation to providing for the payment by the owners of property detached of a proportionate share of existing village liability and indebtedness," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the Assembly bill (No. 365, Senate Reprint No. 715, Int. No. 365) entitled "An act to amend the Conservation Law, in relation to trespass upon private parks or lands where foxes are bred."

Ordered, That the Clerk deliver said bill to the Governor.

Pursuant to resolution, Mr. Speaker declared the House adjourned.

WEDNESDAY, MARCH 9, 1921

The House met pursuant to adjournment.

Prayer by Rev. Frank T. Blessing.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with, and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter one hundred and seventy-six of the Laws of nineteen hundred and five, entitled 'An act relating to the paving and grading of streets and highways in the city of Mount Vernon, and authorizing such city to raise money therefor by the issue of bonds' " (No. 836, Rec. No. 113), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Greater New York charter, in relation to the method of paying for paving of streets " (No. 792, Rec. No. 114), which was read the first time and referred to the committee on affairs of cities.

Mr. Adler introduced a bill entitled "An act granting the consent of the State of New York to the occupation by the United States of a certain piece of land for lighthouse purposes under

water in the Hudson river, and ceding jurisdiction over same" (Int. No. 1236), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend section fifty-four of the Public Lands Law, being chapter fifty of the Laws of nineteen hundred and nine, as amended by chapter eight hundred and ten of the Laws of nineteen hundred and twenty, to authorize the Commissioners of the Land Office to convey to railroad corporations those parts or portions of abandoned canal lands which are crossed by railroad bridges maintained by railroad corporations, and giving such railroad corporations a preferential right to acquire title thereto" (Int. No. 1237), which was read the first time and referred to the committee on ways and means.

Mr. Brady introduced a bill entitled "An act to amend the charter of the city of Buffalo, in relation to the powers and duties of the council (Int. No. 1238), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the charter of the city of Buffalo, in relation to the nomination and election of mayor and councilmen" (Int. No. 1239), which was read the first time and referred to the committee on affairs of cities.

Mr. Duke introduced a bill entitled "An act to amend section five hundred and ninety-three of the Civil Practice Act, making the giving of security unnecessary to perfect an appeal to the Court of Appeals, where the Appellate Division, or a judge of the Court of Appeals, shall certify that a constitutional question is involved; nor by a claimant under the Workmen's Compensation Law, where the decision of the Appellate Division is not unanimous, nor where the decision of the Appellate Division is unanimous and such appeal is with the consent of the Appellate Division, or a judge of the Court of Appeals" (Int. No. 1240), which was read the first time and referred to the committee on codes.

Also, "An act to amend section thirteen hundred and twenty-six of the Code of Civil Procedure, making the giving of security unnecessary to perfect an appeal to the Court of Appeals, where the Appellate Division, or a judge of the Court of Appeals, shall certify that a constitutional question is involved; nor by a claim-

ant under the Workmen's Compensation Law, where the decision of the Appellate Division is not unanimous, nor where the decision of the Appellate Division is unanimous and such appeal is with the consent of the Appellate Division, or a judge of the Court of Appeals" (Int. No. 1241), which was read the first time and referred to the committee on codes.

Mr. Gage introduced a bill entitled "An act to amend the Conservation Law, in relation to rabbits" (Int. No. 1242), which was read the first time and referred to the committee on conservation.

Mr. Greenwald introduced a bill entitled "An act to amend the Public Service Commissions Law, in relation to common carriers by a motor bus" (Int. No. 1243), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Education Law, in relation to physical training in certain school districts" (Int. No. 1244), which was read the first time and referred to the committee on public education.

Mr. Halpern introduced a bill entitled "An act to amend the Greater New York charter, in relation to the date on which taxes become due and payable" (Int. No. 1245), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Labor Law, in relation to placing women on equality with men, with respect to all occupations and employment" (Int. No. 1246), which was read the first time and referred to the committee on labor and industries.

Mr. McGinnies introduced a bill entitled "An act reappropriating unexpended balances for the purpose of the construction and improvement of public highways" (Int. No. 1247), which was read the first time and referred to the committee on ways and means.

Also, "An act reappropriating unexpended balances for the purpose of the construction and improvement of portions of State routes within several counties of the State" (Int. No. 1248), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend chapter six hundred and seventy of the Laws of nineteen hundred and twenty, making an appropriation

was read the first time and referred to the committee on ways and means.

Also, "An act making an appropriation for the State's share of the cost of construction and improvement of rural post roads within the State under the provisions of certain acts of Congress which provide that the United States shall aid in the construction of rural postal roads, and for other purposes, to be expended in accordance with article six-a of the Highway Law" (Int. No. 1250), which was read the first time and referred to the committee on ways and means.

Mr. McKee introduced a bill entitled "An act declaring the public policy of the State of New York relating to wage workers; to fix minimum hours of service in certain industries; permitting overtime of not to exceed three hours in any one day conditioned upon the payment therefor at the rate of time and one-half the regular wage; providing for the enforcement of this act, and prescribing penalties for the violation thereof" (Int. No. 1251), which was read the first time and referred to the committee on labor and industries.

Mr. Mead introduced a bill entitled "An act making appropriations for the New York State Veterinary College for the eastern portion of the State, at New York University, New York" (Int. No. 1252), which was read the first time and referred to the committee on ways and means.

Mr. Miller introduced a bill entitled "An act to amend the Conservation Law, in relation to the maintenance of certain drains and ditches, and to repeal the Drainage Law" (Int. No. 1253), which was read the first time and referred to the committee on conservation.

Mr. Moses introduced a bill entitled "An act to amend the Conservation Law, in relation to prohibiting the use of otter trawls or beam trawls" (Int. No. 1254), which was read the first time and referred to the committee on conservation.

Mr. C. C. Smith introduced a bill entitled "An act to amend the Judiciary Law, in relation to stenographers in the fourth judicial district" (Int. No. 1255), which was read the first time and referred to the committee on the judiciary.

the Insurance Law, to require rate-making associations to furnish services without discrimination" (Int. No. 1256), which was read the first time and referred to the committee on insurance.

Mr. Adler introduced a bill entitled "An act to amend chapter eight hundred and six of the Laws of nineteen hundred and twenty, entitled 'An act to create a commission to represent the State of New York at hearings before the International Joint Commission on Boundary Waters created under and by virtue of article nine of the convention concluded on January eleventh, nineteen hundred and nine, between the United States and the Dominion of Canada, and making an appropriation therefor,' in relation to the extent of the powers of the commission, and making an appropriation therefor" (Int. No. 1257), which was read the first time and referred to the committee on ways and means.

Mr. Jesse introduced a bill entitled "An act conferring jurisdiction on the Court of Claims to hear, audit and determine the claims of certain contractors, sub-contractors and material men for public works" (Int. No. 1258), which was read the first time and referred to the committee on claims.

Mr. Lattin introduced a bill entitled "An act to amend the County Law, in relation to tuberculosis clinics" (Int. No. 1259), which was read the first time and referred to the committee on internal affairs.

Mr. Wheelock introduced a bill entitled "An act to amend the Highway Law, generally" (Int. No. 1260), which was read the first time and referred to the committee on internal affairs.

Mr. Booth introduced a bill entitled "An act authorizing the city of Utica to change the course of Sylvan Glen creek and of Beckwith creek in the town of New Hartford and the city of Utica, to acquire property therefor and make and maintain improvements in such city and town, and to issue bonds to pay therefor" (Int. No. 1261), which was read the first time and referred to the committee on affairs of cities.

Mr. Brady, by request, introduced a bill entitled "An act to amend the Public Health Law, in relation to licensing barbers" (Int. No. 1262), which was read the first time and referred to the committee on public health.

to barbering on Sunday" (Int. No. 1263), which was read the first time and referred to the committee on codes.

Mr. McWhinney introduced a bill entitled "An act to amend chapter five hundred and forty-one of the Laws of nineteen hundred and sixteen, entitled "An act relating to the preparation of assessment-rolls for the township and tax districts therein in the county of Nassau, and the collection of taxes in such towns and tax districts, and to repeal certain local acts and parts of acts relating to assessments and taxation in such county," in relation to collection of taxes and assessments by sale and advertisement of notice of sale" (Int. No. 1264), which was read the first time and referred to the committee on internal affairs.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Baum (No. 566, Int. No. 546) entitled "An act to amend the Greater New York charter, in relation to the period of service of members of the police force of the board of water supply or appointed to the fire department of the city of New York," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Blakely (No. 739, Int. No. 692) entitled "An act to amend the General City Law, in relation to prohibiting cities from increasing during any year the compensation of any of their employees after the same shall have been fixed by and in the budget for such year," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Pette (No. 1009, Int. No. 924) entitled "An act to amend chapter six hundred and ninety-six of the Laws of eighteen hundred and eighty-seven, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor,' in relation to exempting real

sailors or marines devoted to patriotic and charitable purposes," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Reiburn (No. 129, Int. No. 129) entitled "An act to amend the Greater New York charter, in relation to devolving upon the commissioner of plant and structures powers and duties of the president of the borough of Manhattan relating to certain viaducts," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Jeffery (No. 1055, Int. No. 968) entitled "An act to authorize the local assessment of certain Barge canal and terminal lands of the State in the city of North Tonawanda, for the benefit thereto from the paving of Sweeney street in such city," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. J. C. Smith (No. 765, Int. No. 718) entitled "An act to permit the common council of the city of Oneonta to vote additional compensation to the chamberlain and assessors of such city for the year nineteen hundred and twenty-one," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Henderson (No. 758, Int. No. 711) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of the Congregation Talmud Thora Beth Avrohom.

a religious corporation, in the borough of the Bronx, city of New York," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Hutchinson (No. 992, Int. No. 907) entitled "An act to amend the charter of the city of Johnstown, in relation to temporary loans for current expenses," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Brooks (No. 910, Int. No. 852) entitled "An act to amend the charter of the city of Oneida, in relation to the rate of interest on bonds issued by the city," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Caulfield (No. 685, Int. No. 649) entitled "An act to amend the Greater New York charter, in relation to the conduct of physical examinations of claimants against such city," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Barnes (No. 882, Int. No. 824) entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' in relation to creating a municipal commission of harbor and docks and defining its powers and duties," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely,

Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Richford (No. 968, Int. No. 890) entitled "An act authorizing the city of Elmira to issue bonds for paving purposes," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Zimmerman (No. 723, Int. No. 685) entitled "An act to amend the Tonawanda city charter, generally," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Bloch (No. 740, Int. No. 693) entitled "An act to amend the Greater New York charter, in relation to sheds upon wharf property," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Lord (No. 890, Int. No. 832) entitled "An act to establish and maintain a water department in and for the city of Norwich," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Barnes (No. 501, Int. No. 488) entitled "An act to validate, legalize and confirm the proceedings of the commissioner of public works and the common council of the city of Fulton in the matter of improving certain streets in said city at the expense of the city at large, and authorizing the issuance and sale of bonds to pay the cost thereof," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Martin (No. 813, Int. No. 760) entitled "An act to provide for extending the boundaries of the city of Utica by annexing thereto a part of the town of New Hartford, by a vote of the electors of the territory proposed to be annexed, and to provide for the government of the annexed territory, for the payment of school and sewer district bonded indebtedness and the disposal of sewage," reported in favor of the passage of the same with the following amendments:

Page 1, line 7, strike out the word "southerly" and insert in lieu thereof the word "southwesterly".

Page 2, line 2, strike out the word "westerly" and insert in lieu thereof the word "northerly".

Page 2, line 7, between the words "the" and "Sanquoit" insert the words "center of".

Page 2, line 7, after the word "creek" insert a comma.

Page 2, line 13, strike out the word "then" and insert in lieu thereof the word "thence".

Page 2, line 15, after the word "right" insert the word "angles".

Page 2, line 15, strike out the word "westerly" and insert in lieu thereof the word "northwesterly".

Page 2, line 23, strike out the words "and Ontario railroad" and insert in lieu thereof the words "Ontario and Western Railway".

Page 2, line 23, after the word "easterly" insert the words "and northerly".

Page 2, line 25, after the word "York" insert a comma and strike out the word "and" following.

Page 2, line 25, strike out the word "railroad" and insert in lieu thereof the words "and Western Railway".

Page 2, line 25, strike out the words "as the same".

Page 2, line 26, strike out the words "turns northerly".

Page 3, line 1, strike out the word "easterly" and insert in lieu thereof the word "southeasterly".

Page 3, line 1, strike out the word "southerly" and insert in lieu thereof the word "southwesterly".

Page 5, line 6, strike out the words "extend its sewer system into the" and insert in lieu thereof "provide a suitable sewer outlet".

Page 5, line 7, strike out the words "annexed territory", and between the words "and" and "connect" insert the word "shall".

Page 5, line 8, before the word "sewage" insert the word "the".

Page 5, line 8, after the word "therefrom" insert "in any manner that the city of Utica may deem proper".

Page 5, line 8, strike out the word "within" at the end of line.

Page 5, line 9, strike out the words "the period aforesaid".

Page 5, line 14, strike out the words "that similar improvements in" and insert in lieu thereof the words "in which the".

Page 5, line 14, after the word "city" insert the words "is authorized" and strike out the word "are".

Page 5, line 15, strike out the words "authorized to be made" and insert in lieu thereof the words "to proceed".

Page 5, line 16, strike out the words "in the same manner".

Page 5, between lines 22 and 23 insert the following:

"§ 6. An alderman may be appointed in the manner now provided by law applicable to said city to represent said ward, whose term of office shall expire on the last day of December. nineteen hundred and twenty-one, and may provide for such police and fire protection as may be proper within the territory hereby annexed to said city together with the collection, removal and disposal of garbage and ashes therefrom and may provide for the payment of such alderman, police officers and for the collection and removal of garbage and ashes and for the expenses of the next general election in said territory by the issue of municipal bonds, certificates of indebtedness or otherwise as provided by law applicable to said city for the raising of funds for the purposes aforesaid."

Page 5, line 23, change the numeral "6" to "7".

Page 6, line 3, change the numeral "7" to "8".

Page 7, line 23, change the numeral "8" to "9".

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitecomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Jacobs (No. 993,

Int. No. 908) entitled "An act to amend the General Municipal Law, in relation to payments to injured or representatives of deceased volunteer firemen," reported in favor of the passage of the same with the following amendments:

On page 3, line 8, after the word "while" insert the word "officially".

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Cosgrove (No. 206, Int. No. 204) entitled "An act to authorize the board of estimate and apportionment of the city of New York to construct a tunnel for freight and passenger purposes under New York bay, between the boroughs of Richmond and Manhattan, by improving and increasing the terminal facilities of the city of New York to maintain the supremacy of the port of New York," reported in favor of the passage of the same with the following amendments:

Page 1, in the title, strike out "Manhattan" and insert "Brooklyn".

Line 4, strike out "Manhattan" and insert "Brooklyn".

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. J. C. Smith (No. 859, Int. No. 806) entitled "An act to amend the charter of the city of Oneonta, generally," reported in favor of the passage of the same with the following amendments:

Page 5 between lines 11 and 12 insert:

"§ 4. Section one hundred and eighty-seven of such charter is hereby amended to read as follows:

"§ 187. Notice of receiving taxes. Immediately upon the delivery of a city roll and warrant to the chamberlain he shall

publish a notice in the official newspapers of the city, that he will attend at his office with said roll and warrant for thirty days next after the first publication of said notice, during the hours named in section thirty-seven of this act, to receive taxes, and it shall be his duty to attend accordingly. On all taxes or assessments paid within thirty days after the first publication of the notice the chamberlain shall collect [one] no fee or additional per centum [additional]. On all taxes or assessments remaining unpaid after the expiration of such thirty days the chamberlain shall collect five per centum additional, and all remaining unpaid after the expiration of sixty days from such first publication shall bear, and there shall be collected thereon, in addition to said five per centum, interest at the rate of one per centum per month from the expiration of said sixty days, which percentage and interest shall belong to the city."

Page 5, line 12, strike out "4" and insert "5".

Page 11, line 15, strike out "5" and insert "6".

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Burchill (No. 17, Int. No. 17) entitled "An act to amend the General Municipal Law, in relation to the payment to guardians of awards made by child welfare boards," reported in favor of the passage of the same with the following amendments:

Page 1, in the title, before "guardians" insert "legal".

Line 10, before "guardian" insert "legal".

Page 2, line 1, after "such" insert "legal".

Those who voted in the affirmative were: Messrs. Wells, Whitcomb, Booth, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

In the negative: Mr. Blakely.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Schwab (No. 388, Int. No. 385) entitled "An act to amend the Greater New York charter, in relation to the method of paying for paving of streets,"

reported in favor of the passage of the same with the following amendments:

Page 2, line 2, after the word "which" strike out the word "are" and insert in lieu thereof the word "were".

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Donohue (No. 752, Int. No. 705) entitled "An act to amend chapter five hundred and fifty of the Laws of nineteen hundred and two, entitled 'An act to relieve the law department of the city of New York from paying fees to city, county or other officers,' in relation to executions by sheriffs," reported in favor of the passage of the same with the following amendments:

On page 2, line 4, after the word "service" insert the words "or return".

On page 2, line 4, after the word "for" insert the word "levy".

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Rowe (No. 838, Int. No. 785) entitled "An act to amend the charter of the city of Buffalo, generally," reported in favor of the passage of the same with the following amendments:

Page 16, line 6, strike out the comma after "twenty" and insert "and"; strike out "and twenty-".

Line 7, strike out "four".

Page 17, line 24, strike out "is" and insert "and section twenty-four of such chapter are".

Page 19, lines 5 and 6, strike out italics.

Page 21, line 15, strike out brackets and italics.

insert in italics thereafter "ten and".

Page 33, line 17, before "for" insert a bracket "["; strike out the bracket before "mayor".

Line 18, after the bracket insert in italics "in place of"; after "officers" insert in italics ", whose terms of office expire at the end of such year, shall be nominated".

Line 19, strike out italics.

Page 36, line 10, strike out "officers" and insert in italics "offices".

Page 40, line 20, strike out one "n" in "number".

Page 47, line 9, strike out "mayor" and insert in italics "commissioner".

Line 11, after "appoint" insert in italics "a deputy and"; after "such" insert in italics "other".

Page 49, line 8, strike out italics.

Strike out lines 9 to 13.

Page 53, line 13, after "council" insert in italics ", and their successors in office".

Page 70, line 2, strike out one of the words "and".

Page 72, line 5, strike out all after "age" and insert a period.

Strike out lines 6 and 7.

Page 74, line 2, after "civil" insert in italics "or mechanical".

Page 75, line 17, after "architect" insert in italics "or civil or mechanical engineer".

Page 83, line 7, strike out ", to hold office".

Line 8, strike out "during his pleasure".

Page 86, line 8, after "thereof" insert in italics ", and 'An act creating a railway terminal commission of the city of Buffalo, defining its powers and authorizing said city to issue its bonds, being chapter eight hundred and forty-two of the Laws of nineteen hundred and eleven, and the acts amendatory thereof and supplemental thereto,'".

Page 90, line 12, after the period insert in italics "The municipal civil service commissioners in office when this act takes effect shall continue as such commissioners for and during the term of office for which they were respectively appointed, subject only to the provisions of this act relating to removal from office."

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Senate bill introduced by Mr. Robinson (No. 331, Rec. No. 72) entitled "An act to amend the charter of the city of Gloversville, generally," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Hawkins (No. 696, Int. No. 660) entitled "An act to amend the New York City Municipal Court Code, in relation to the districts and number of justices of such court, establishing a new district therein and providing for new justices and employees thereof," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Zimmerman, Hawkins, Cole, Harrington, Evans, Campbell, W. W., Flynn, Dickstein, Henderson.

Those who voted in the negative were: Messrs. Carroll, Fox.

Also, Assembly bill introduced by Mr. Blodgett (No. 1119, Int. No. 79) entitled "An act to amend the Penal Law, in relation to drawing instruments and wills affecting real property, drawing legal papers and doing certain other acts, in cities by persons not admitted, licensed or registered," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Hawkins, Cole, Harrington, Evans, Campbell, W. W., Flynn, Dickstein, Henderson.

In the negative: Mr. Carroll.

Also, Assembly bill introduced by Mr. Lieberman (No. 125, Int. No. 125) entitled "An act to amend the New York City Municipal Court Code, in relation to costs in actions for rent," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Zim-

W. W., Flynn, Dickstein, Henderson.

Also, Assembly bill introduced by Mr. Crowley (No. 940, Int. No. 862) entitled "An act to amend the Penal Law, in relation to abandonment," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Zimmerman, Hawkins, Harrington, Carroll, Evans, Campbell, W. W., Flynn, Dickstein, Henderson.

Also, Assembly bill introduced by Mr. Martin (No. 1087, Int. No. 999) entitled "An act to amend the Code of Civil Procedure, in relation to the compensation of the surrogate's court stenographer of Oneida county," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Zimmerman, Hawkins, Cole, Harrington, Carroll, Evans, Campbell, W. W., Flynn, Dickstein, Henderson.

Also, Assembly bill introduced by Mr. Walsh (No. 1149, Int. No. 1037) entitled "An act to amend the Inferior Criminal Courts Act of the city of New York, in relation to the jurisdiction of the court of special sessions," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Zimmerman, Hawkins, Cole, Harrington, Evans, Campbell, W. W., Flynn, Dickstein, Henderson.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Hackenburg (No. 705, Int. No. 667) entitled "An act to amend the Code of Criminal Procedure, in relation to the right of defendant, on acquittal, to compensation," reported in favor of the passage of the same with the following amendments:

Page 1, line 4, after the word "judge" insert the following: "in his discretion may".

Page 1, line 5, after the word "compensation" strike out the word "shall" and insert in lieu thereof the word "may".

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Page 1, line 8, after the word "indictment" and before the period insert "and shall be payable in the same manner as other county charges."

Those who voted in the affirmative were: Messrs. Zimmerman, Hawkins, Harrington, Carroll, Evans, Dickstein, Henderson.

Those who voted in the negative were: Messrs. Duke, Cole, Campbell, W. W. Flynn.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Pette (No. 315, Int. No. 314) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to copies of stenographic minutes of proceedings," reported in favor of the passage of the same with the following amendments:

On page 2, line 16, strike out the words "the corporation".

On line 17, strike out the words "counsel of the city of New York, or any other department of said".

On line 18, strike out the word "city".

Those who voted in the affirmative were: Messrs. Duke, Zimmerman, Hawkins, Cole, Harrington, Carroll, Evans, Campbell, W. W., Flynn, Dickstein, Henderson.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Senate bill introduced by Mr. Meyer (No. 587, Rec. No. 80) entitled "An act to amend the Civil Practice Act, in relation to compensation of trustees," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Zimmerman, Hawkins, Cole, Harrington, Carroll, Evans, Campbell, W. W., Flynn, Dickstein, Henderson.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Wheelock (No. 1200, Int. No. 1079) entitled "An act to amend the Highway Law, in relation to fees for registration of motor vehicles," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Harris, Smith, C. C., Dobson, Van Wagenen, Finch, Bartholomew.

Also, Assembly bill introduced by Mr. Betts (No. 477, Int. No. 467) entitled "An act to amend the Highway Law, in relation to registration and number plates for manufacturers of and dealers in trailers," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Harris, Smith, C. C., Dobson, Van Wagenen, Finch, Bartholomew.

Also, Assembly bill introduced by Mr. Lattin (No. 546, Int. No. 526) entitled "An act to amend the Highway Law, in relation to auto trucks and trailers," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Harris, Smith, C. C., Dobson, Van Wagenen, Finch, Bartholomew.

Also, Assembly bill introduced by Mr. Brundage (No. 633, Int. No. 599) entitled "An act to amend the Highway Law, in relation to auto trucks and trailers," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Harris, Smith, C. C., Dobson, Van Wagenen, Finch, Bartholomew.

Also, Assembly bill introduced by Mr. Soule (No. 852, Int. No. 799) entitled "An act to authorize the town of Clay, in the county of Onondaga, to purchase land for providing road-building material," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Harris, Smith, C. C., Dobson, Van Wagenen, Finch, Bartholomew.

Also, Assembly bill introduced by Mr. Hutchinson (No. 1047, Int. No. 960) entitled "An act to amend the County Law, in relation to the compensation of supervisors in Hamilton and Herkimer counties," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Harris, Smith, C. C., Dobson, Van Wagenen, Finch, Bartholomew.

Also, Assembly bill introduced by Mr. Mastick (No. 1128, Int. No. 450) entitled "An act to amend the Highway Law, in relation to appointment of town superintendents of highways in certain counties," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Harris, Smith, C. C., Dobson, Van Wagenen, Finch, Bartholomew.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Pette (No. 1174, Int. No. 636) entitled "An act in relation to the district attorney and the employees in the district attorney's office in the county of Queens," reported in favor of the passage of the same with the following amendments:

Page 3, line 5, cross out the word "either" and substitute the word "other".

Line 6, cross out the word "section" and substitute the word "act".

After line 6 insert the following:

"§ 3. Chapter five hundred and seventy-two of the Laws of nineteen hundred and eleven, entitled 'An act in relation to the office of the district attorney of the county of Queens,' is hereby repealed."

Line 7, change section "3" to section "4".

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Harris, Smith, C. C., Dobson, Van Wagenen, Finch, Bartholomew.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Senate bill introduced by Mr. Thayer (No. 501, Rec. No. 93) entitled "An act to amend the Highway Law, in relation to the acquisition of certain toll bridges at the expense of the State," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Harris, Smith, C. C., Dobson, Van Wagenen, Finch, Bartholomew.

Also, Senate bill introduced by Mr. Thayer (No. 235, Int. No. 92) entitled "An act in relation to maintenance and repair of an improved highway in the town of Lawrence, Saint Lawrence county, constituting a connecting link between State routes thirty and thirty-two," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Harris, Smith, C. C., Dobson, Van Wagenen, Finch, Bartholomew.

which report was agreed to, and said bills placed on the order of second reading.

Mr. McWhinney, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. Bailey (No. 937, Int. No. 859) entitled "An act to amend the Village Law, in relation to the regulation of the use of village docks," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Judson, Hunter, Rice, Evans, Mastick, Bailey.

Also, Assembly bill introduced by Mr. Betts (No. 1134, Int. No. 1022) entitled "An act to amend the charter of the village of Lyons, in relation to terms of villages offices," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Judson, Hunter, Rice, Evans, Mastick, Bailey.

which report was agreed to, and said bills placed on the order of second reading.

Mr. McWhinney, from the committee on affairs of villages, to which was referred Senate bill introduced by Mr. Carson (No. 266, Rec. No. 84) entitled "An act authorizing the board of trustees of the village of Bath, Steuben county, to use certain moneys, the proceeds of the sale of village hall bonds now held in a fund known as the village hall fund, for the payment of bonds issued for the purchase of a municipal gas plant and providing for the levy and collection of taxes for the payment of the balance of such bonds and to reimburse such village hall fund,"

reported in favor of the passage of the same with the following amendments:

Page 1, line 4 of title, strike out all after "bonds."

Line 5, strike out "village hall fund"; strike out all after "bonds" and insert "of the village".

Line 6, strike out "purchase of a municipal gas plant".

Page 1, line 4, strike out "town" and insert "village".

Line 5, strike out "town" and insert "village".

Line 6, strike out all after "village".

Page 2, line 1, strike out down to the comma.

Line 3, strike out all after "trustees".

Strike out line 4 and "bonds and" on line 5.

Line 6, strike out "balance of the".

Line 7, after "interest" insert "of the balance"; strike out "gas"; strike out "remaining unpaid".

Line 8, strike out all after the semicolon and all of lines 9, 10, 11 and 12 down to and including the comma and insert "and shall continue to raise moneys by tax".

Line 14, before the period insert "except as hereinafter provided".

Line 16, after the period insert "All moneys used from said village fund to pay the principal and interest of the gas supply bonds shall be returned to said fund out of the revenue received from the operation of the municipal gas plant."

Those who voted in the affirmative were: Messrs. McWhinney, Judson, Hunter, Rice, Evans, Mastick, Bailey.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Richford, from the committee on general laws, to which was referred Assembly bill introduced by Mr. Bly (No. 904, Int. No. 846) entitled "An act to amend the General Business Law, in relation to registered architects," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Richford, Brady, Neary, Halpern, Druss, Aronson, Borkowski, Walsh, Galgano.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Lattin, from the committee on public health, to which was referred Assembly bill introduced by Mr. McGinnies (No. 689, Int. No. 653) entitled "An act to amend the Public Health Law.

in relation to the use of radium emanation provided for the State Institute for the Study of Malignant Disease," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Lattin, Smith, C. C., Miss M. L. Smith, Hausner, Smith, J. C., Sackett, Wright, Lewis, Clayton.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Lattin, from the committee on public health, to which was referred Assembly bill introduced by Mr. MacFarland (No. 160, Int. No. 160) entitled "An act to repeal section twenty-two of the Public Health Law, relating to the Lake George health district," reported in favor of the passage of the same with the following amendments:

Page 2, line 14, strike out "supervisors of the respective towns" and insert "board of health of the Lake George health district".

Those who voted in the affirmative were: Messrs. Smith, C. C., Miss M. L. Smith, Hausner, Smith, J. C., Sackett, Wright, Lewis, Clayton.

Those who voted in the affirmative were: Messrs. Lattin, Rowe.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Lattin, from the committee on public health, to which was referred Assembly bill introduced by Mr. Van Wagenen (No. 611, Int. No. 583) entitled "An act to amend the Public Health Law, in relation to osteopathy," reported adversely thereto.

Those who voted in the affirmative were: Messrs. Lattin, Smith, C. C., Rowe, Miss M. L. Smith, Hausner, Smith, J. C., Sackett, Wright, Lewis, Clayton.

which report was agreed to, and said bill rejected.

Mr. Lord, from the committee on soldiers' home, to which was referred Assembly bill introduced by Mr. Lord (No. 1199, Int. No. 1078) entitled "An act to amend the State Charities Law, in relation to admission to the New York State Women's Relief Corps Home," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Lord, Wells, Whitecomb, Cole, Fox, Halpern, Lown, Sackett, Burchill, Flynn.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Zimmerman (No. 1117, Int. No. 76) entitled "An act to amend the Town Law, in relation to street lighting."

Also, the bill introduced by Mr. Gage (No. 981, Int. No. 108) entitled "An act to amend the Civil Rights Law, in relation to the recovery of damages suffered by reason of selling or giving away intoxicating liquor."

Also, the bill introduced by Mr. Gage (No. 1205, Int. No. 107) entitled "An act to amend the Penal Law, in relation to intoxicating liquor, repealing the Liquor Tax Law and the City Local Option Law, and providing for completing the unfinished business of the State Excise Department."

Also, the bill introduced by Mr. Gage (No. 1176, Int. No. 106) entitled "An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquor."

Also, the bill introduced by Mr. Judson (No. 1206, Int. No. 429) entitled "An act to amend the Tax Law, in relation to reorganizing the State Tax Commission and defining its powers and duties and transferring thereto certain powers, duties and jurisdiction of the Comptroller and Secretary of State."

Also, the bill introduced by Mr. Henderson (No. 1173, Int. No. 88) entitled "An act to amend the Penal Law, in relation to the listing and advertising of stock of oil and mining corporations," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Code of Criminal Procedure, in relation to bail." (No. 1113, Int. No. 603.)

"An act to amend the Penal Law, in relation to the prohibition of the use on vehicles of the device of arms of the State and other representations." (No. 1115, Int. No. 52.)

"An act to amend the Real Property Law, in relation to creating mutual estates of husband or wife, in the property of the

other, as substitutes for dower and curtesy." (No. 1114, Int. No. 431.)

"An act to amend the Town Law, in relation to the deposits of moneys by the supervisors of towns." (No. 1112, Int. No. 229.)

"An act to amend the Town Law, in relation to street lighting." (No. 1117, Int. No. 76.)

"An act to amend the Penal Law, in relation to the listing and advertising of stock of oil and mining corporations." (No. 1173, Int. No. 88.)

"An act to amend the Civil Rights Law, in relation to the recovery of damages suffered by reason of selling or giving away intoxicating liquor." (No. 981, Int. No. 108.)

"An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquor." (No. 1176, Int. No. 106.)

Mr. T. C. Moore offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on public health be discharged from the further consideration of the bill (No. 1049, Int. No. 962) entitled "An act to amend the Public Health Law, so as to provide for residents of rural districts, for industrial workers and for all others who cannot otherwise secure such benefits, adequate and scientific medical and surgical treatment, hospital and dispensary facilities and nursing care, to assist local medical practitioners by providing laboratory and consultative service, and in general to improve the health of the inhabitants of the State by authorizing a county or city to create and maintain one or more health centers, to provide State aid for same, and making an appropriation therefor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. T. C. Moore moved to amend as follows:

Page 1, title, line 6, strike out the word "consultative" and in place thereof insert the word "other".

Page 2, line 18, strike out the words "health centers or districts, or".

Page 2, line 19, strike out the word "both".

Page 2, line 19, strike out the word "essential" and in place thereof insert the word "integral".

Page 2, line 19, between the word "center" and the period insert the words "and for agreement with other health centers or districts for the location of the whole or part of such health center and for the use of existing facilities".

Page 2, line 23, strike out the word "for".

Page 3, line 5, between the word "clinical," and the word "bacteriological" insert the word "pathological,".

Page 3, line 12, strike out the words "for all parts of the district" and in place thereof insert the words "provided that nurses while working in a district shall be subject to the supervision of the health officer of such district".

Page 3, line 15, strike out the word "assisting".

Page 3, lines 19 and 20, strike out the words "and are willing to pay a proper charge therefor".

Page 3, line 21, strike out the word "all".

Page 4, line 3, strike out the word "district" and in place thereof insert the word "center".

Page 4, line 6, between the word "acquire" and the word "such" insert the words "by eminent domain under the provisions of the condemnation law".

Page 4, line 8, strike out the word "the" and in place thereof insert the word "for".

Page 4, line 17, strike out the word "purchase" and in place thereof insert the word "acquisition".

Page 4, line 18, between the word "and" and the word "issue" insert the word "to".

Page 5, line 17, at the beginning of the line before the word "no" insert the words "traveling expenses but".

Page 6, lines 14 and 16, strike out the words "or any part thereof".

Page 7, line 9, strike out the word "the" at the beginning of the line.

Page 7, line 9, strike out the words "of experts".

Page 7, line 16, between the word "to" and the word "erect" insert the words "supervise the".

Page 7, line 16, to the word "erect" add "ion".

Page 7, line 18, strike out the words "make all" and in place thereof insert the word "the".

Page 8, line 3, strike out the word "practicing".

Page 8, line 20, between the word "improvements" and the word "betterments" insert the word "or".

Page 8, line 20, strike out the words "or other necessary purposes".

Page 8, line 22, after the comma and between the word "large" and the word "if" insert the word "or".

Page 8, line 26, strike out the words "excepting the laboratory therein provided for".

Page 9, line 8, strike out the words "all necessary" and in place thereof insert the word "the".

Page 9, line 11, strike out the word "necessary".

Page 9, line 22, strike out the word "his" and in place thereof insert the word "the".

Page 10, line 21, between the word "health" and the word "district" insert the word "center".

Page 10, line 23, strike out the word "therein".

Page 10, line 25, strike out the words "received from" and in place thereof insert the words "residing in".

Page 11, line 1, after the word "patient" and before the comma, insert the words "desiring free or partially free examination, care or treatment".

Page 11, line 2, strike out the word "and" and in place thereof insert the word "or".

Page 11, line 4, strike out the word "and" and in place thereof insert the word "or".

Page 11, line 7, strike out the word "support" and in place thereof insert the words "examination, care".

Page 11, lines 14 and 15, strike out the word "maintenance" and in place thereof insert the words "examination, care".

Page 11, line 20, strike out the word "maintenance" and in place thereof insert the words "examination, care or treatment".

Page 11, line 22, strike out the words "No employee of such health center, except".

Page 11, line 23, strike out the whole line.

Page 11, line 24, strike out the words "fee, payment or gratuity whatsoever."

Page 11, line 27, between the word "not" and the period insert the words "and the fees of any physician so selected shall not be subject to the rules or regulations of the board of managers".

Page 12, line 6, strike out the word "managers" and in place thereof insert the word "supervisors".

Page 12, line 11, strike out the words "or affect".

Page 12, line 13, strike out the words "Provided, however,".

Page 12, line 14, strike out the whole line.

Page 12, line 15, strike out the whole line.

Page 12, line 16, strike out the whole line.

Page 12, line 17, strike out the words "operation and to join or share facilities."

Page 13, line 9, strike out the whole line.

Page 13, line 10, strike out the whole line.

Page 13, line 11, strike out the words "diction over all the health centers in said city."

Page 15, line 12, strike out the words "the president of the local board of health, if such an".

Page 13, line 13, strike out the words "office exists, and".

Page 13, line 13, between the word "be" and the word "ex-" insert the words "an additional".

Page 13, line 13, strike out the letter "s" in the word "members".

Page 14, line 7, strike out the comma after the word "present" and insert a comma after the word "names".

Page 14, line 9, strike out the words "twenty-b,".

Page 14, line 14, strike out the word "shall" and in place thereof insert the word "will".

Page 14, line 16, between the word "payment" and the word "not" insert the words "by the State".

Page 14, line 26, between the word "clinic" and the period insert the words "or sub-center".

Page 15, line 1, strike out the words "the ordinary current expenditures for" and in place thereof insert the words "cost of".

Page 15, line 2, strike out the word "each" and in place thereof insert the word "each".

Page 15, line 3, between the word "per" and the word "treatment" insert the word "free".

Page 15, line 5, strike out the words "the laboratory and".

Page 15, line 8, strike out the word "such" and in place thereof insert the word "each".

Page 15, line 17, strike out the word "and" and in place thereof insert after the comma the words "unless those districts having a population of over one hundred thousand are not entitled under the provisions hereof to fifty per cent."

Page 15, line 17, change the letter "i" in the word "in" to the letter "I".

Page 15, line 17, strike out the words "fifty percentum of".

Page 15, line 19, strike out the words "for such communities having a population of less" and in place thereof insert the words "due under the provisions hereof".

Page 15, line 20, strike out the words "then one hundred thousand".

Page 15, line 23, strike out the final "s" in the word "hospitals".

Page 17, line 17, strike out the word "shall" and in place thereof insert the word "may".

Page 17, line 20, strike out the words "twenty-b,".

Page 18, between lines 2 and 3 insert a new paragraph to read as follows:

"Health center laboratories shall be under the supervision of the director of the state health department laboratories and the facilities of the state laboratory service shall be available at all times to supplement those of the health centers."

Page 18, line 13, strike out the words "It is not intended that this arrangement".

Page 18, line 14, strike out the whole line.

Page 18, line 15, strike out the whole line.

Page 18, line 16, strike out the whole line and insert a new paragraph to read as follows:

"Nothing in this act is intended to affect in any way the private and financial relation between the patient and his own physician who brings him to a health center."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. T. C. Moore, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 1111, Int. No. 732) entitled "An act authorizing designated authorities in behalf of the State of New York to enter into an agreement or compact with designated authorities of the State of New Jersey for the creation of the 'Port of New York District,' the establishment of 'The Port of New York Authority,' and the defining of the powers and duties of such authority," was read the second time.

On motion of Mr. Adler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 170, Int. No. 170) entitled "An act to amend the Penal Law, in relation to negligent operation of motor vehicles," was read the second time.

On motion of Mr. Duke, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 506, Int. No. 493) entitled "An act to amend the Insurance Law, in relation to taxation of foreign corporations and foreign insurers," having been announced,

Mr. Gardner moved that said bill be recommitted to the committee on insurance with instructions to report the same forthwith amended as follows:

opening parenthesis just before the word " or ".

Page 3, line 10, bracket comma and insert in place thereof a closing parenthesis after the word " centum ".

Page 3, line 10, insert in italics after the word " premiums " the following: " , including reinsurance premiums, ".

Page 3, line 10, insert in italics after the word " insurances " the following: " (except premiums for insurances and reinsurances on property or risks, other than automobiles, against loss or damage by fire and lightning) ".

Page 3, line 11, insert in italics after the word " any " the following: " such foreign insurance corporation or foreign insurer or any ".

Page 3, line 12, insert opening bracket before the word " of " and insert closing bracket after the word " insurer ".

Page 3, line 13, insert in italics before the word " for " the word " thereof, ".

Page 3, line 14, insert opening bracket before the word " by ", and insert closing bracket after the comma following the word " him ".

Page 3, line 15, insert brackets before and after the period following the word " December " and insert in italics the following: " , provided that in the case of insurances, other than marine and inland navigation and transportation insurances, the tax shall be computed only upon the amount of all premiums received by or agreed to be paid to such foreign insurance corporation or foreign insurer or any attorney or agent thereof for insurance and reinsurances upon property or risks located or resident in this State. ".

Page 3, line 23, insert bracket just before the word " On ".

Page 3, line 24, insert bracket after the word " insurances " and insert after the word " paid " at the end of the line the words in italics " for reinsurances ".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Gardner, from the committee on insurance, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 926, Int. No. 562) entitled "An act to amend the Prison Law, in relation to compensation of prisoners," having been announced for a third reading,

On motion of Mr. Ullman, and by unanimous consent, said bill

was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 881, Int. No. 516) entitled "An act to amend the Civil Practice Act, generally," having been announced for a third reading,

On motion of Mr. Duke, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 312, Int. No. 311) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the filing of affidavits in certain cases," having been announced,

Mr. Neary moved that said bill be recommitted to the committee on codes with instructions to report the same forthwith amended as follows:

Page 2, line 6, after the period strike out the balance of the line.
Page 2, line 7, strike out all of line 7.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Duke, from the committee on codes, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

By unanimous consent, Mr. Brady offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of Senate bill (No. 556, Rec. No. 79) entitled "An act to amend the Penal Law, in relation to violation of the Labor Law."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Brady, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Brady, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McGinnies	Seaker
Antin	Crowley	Harris	McKee	Seelbach
Aronson	Dickstein	Hausner	McLoughlin	Smith C C
Bailey	Di Perro	Hawkins	McWhinney	Smith J C
Bartholomew	Dobson	Hunter	Mead	Smith M L
Baum	Doherty	Hutchinson	Merrigan	Solomon
Beasley	Donohue	Jacobs	Miller	Soule
Betts	Downs	Jager	Moore J G	Steinberg
Blakely	Druss	Jeffery	Moore T C	Taylor
Bloch	Duke	Jenks	Moran	Trahan
Blodgett	Evans	Jesse	Morrissey	Ullman
Bly	Everett	Judson	Moses	VanWagenen
Booth	Fenner	Kelly	Mullen	Wackerman
Borkowski	Finch	Kiernan	Neary	Wallace
Brady	Fox	Kirkland	Nichols	Walsh
Brooks	Frerichs	Lattin	Orr	Warren
Brundage	Gaffers	Leininger	Pette	Webb
Burchill	Gage	Lewis	Porter	Wells
Campbell E C	Gardner	Long	Rayher	Westall
Campbell W W	Gempler	Lord	Reiburn	Wheelock
Carroll	Giaccone	Lown	Reilly	Whitcomb
Caulfield	Gray	MacFarland	Reiss	Williams
Cheney	Greenwald	Martin	Rice	Witter
Clayton	Hackenburg	Mastick	Richford	Wright
Cole	Hager	McArdle	Rowe	Yale
Cosgrove	Halpern	McCleary	Sackett	Zimmerman
Cowee	Hamill	McDonald	Schwab	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 201, Int. No. 199) entitled "An act to amend the Penal Law, in relation to violation of the Labor Law," having been announced for a third reading,

On motion of Mr. Brady, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 460, Int. No. 451) entitled "An act to amend the Railroad Law, in relation to construction of street surface railroads in Pelham Bay park in the city of New York," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was affirmative, a majority of all the members elect voting in favor thereof, and three-fifths being p

AYES 134

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McGinnie
Antin	Crowley	Harris	McKee
Aronson	Dickstein	Hausner	McLoughl
Bailey	Di Perro	Hawkins	McWhinn
Bartholomew	Dobson	Hunter	Mead
Baum	Doherty	Hutchinson	Merrigan
Beasley	Donohue	Jacobs	Miller
Betts	Downs	Jager	Moore J G
Blakely	Druss	Jeffery	Moore T C
Bloch	Duke	Jenks	Moran
Blodgett	Evans	Jesse	Morrissey
Bly	Everett	Judson	Moses
Booth	Fenner	Kelly	Mullen
Borkowski	Finch	Kiernan	Neary
Brady	Fox	Kirkland	Nichols
Brooks	Frerichs	Lattin	Orr
Brundage	Gaffers	Leininger	Pette
Burchill	Gage	Lewis	Porter
Campbell E C	Gardner	Long	Rayher
Campbell W W	Gempler	Lord	Reiburn
Carroll	Giaccone	Lown	Reilly
Caulfield	Gray	MacFarland	Reiss
Cheney	Greenwald	Martin	Rice
Clayton	Hackenburg	Mastick	Richford
Cole	Hager	McArdle	Rowe
Cosgrove	Halpern	McCleary	Sackett
Cowee	Hamill	McDonald	Schwab

Ordered, That the Clerk deliver said bill to request their concurrence therein.

By unanimous consent, Mr. T. C. Moore offered in behalf of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities and towns report from the further consideration of Senate bill (No. 98) entitled "An act to amend chapter three of the Laws of nineteen hundred and sixteen relating to the act in relation to issuing bonds to pay for repaving the avenue in the city of Mount Vernon."

Mr. Speaker put the question whether the House agreed to said resolution, and it was determined in the affirmative.

On motion of Mr. T. C. Moore, and by unanimous vote, said bill was read the second time and ordered to a third reading.

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On motion of Mr. T. C. Moore, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McGinnies	Seaker
Antin	Crowley	Harris	McKee	Seelbach
Aronson	Dickstein	Hausner	McLoughlin	Smith C C
Bailey	Di Perro	Hawkins	McWhinney	Smith J C
Bartholomew	Dobson	Hunter	Mead	Smith M L
Baum	Doherty	Hutchinson	Merrigan	Solomon
Beasley	Donohue	Jacobs	Miller	Soule
Betts	Downs	Jager	Moore J G	Steinberg
Blakely	Druss	Jeffery	Moore T C	Taylor
Bloch	Duke	Jenks	Moran	Trahan
Blodgett	Evans	Jesse	Morrissey	Ullman
Bly	Everett	Judson	Moses	VanWagenen
Booth	Fenner	Kelly	Mullen	Wackernap
Borkowski	Finch	Kiernan	Neary	Wallace
Brady	Fox	Kirkland	Nichols	Walah
Brooks	Frerichs	Lattin	Orr	Warren
Brundage	Gaffers	Leininger	Pette	Webb
Burchill	Gage	Lewis	Porter	Wells
Campbell E C	Gardner	Long	Rayher	Westall
Campbell W W	Gempler	Lord	Reiburn	Wheelock
Carroll	Giaccone	Lown	Reilly	Whitcomb
Caulfield	Gray	MacFarland	Reiss	Williams
Cheney	Greenwald	Martin	Rice	Witter
Clayton	Hackenburg	Mastick	Richford	Wright
Cole	Hager	McArdle	Rowe	Yale
Cosgrove	Halpern	McCleary	Sackett	Zimmerman
Cowee	Hamill	McDonald	Schwab	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 819, Int. No. 766) entitled "An act to amend chapter three hundred and eleven of the Laws of nineteen hundred and sixteen, entitled 'An act in relation to issuing bonds to pay for repaving Columbus avenue in the city of Mount Vernon.'" having been announced for a third reading.

On motion of Mr. T. C. Moore, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 1168, Int. No. 688) entitled "An act to amend the Real Property Law and Personal Property Law, in relation to the methods, grants and devises for educational purposes," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McGinnies	Seaker
Antin	Crowley	Harris	McKee	Seelbach
Aronson	Dickstein	Hausner	McLoughlin	Smith C C
Bailey	Di Perro	Hawkins	McWhinney	Smith J C
Bartholomew	Dobson	Hunter	Mead	Smith M L
Baum	Doherty	Hutchinson	Merrigan	Solomon
Beasley	Donohue	Jacobs	Miller	Soule
Betts	Downs	Jager	Moore J G	Steinberg
Blakely	Druss	Jeffery	Moore T C	Taylor
Bloch	Duke	Jenks	Moran	Trahan
Blodgett	Evans	Jesse	Morrissey	Ullman
Bly	Everett	Judson	Moses	VanWagenen
Booth	Fenner	Kelly	Mullen	Wackerman
Borkowski	Finch	Kiernan	Neary	Wallace
Brady	Fox	Kirkland	Nichols	Walsh
Brooks	Frerichs	Lattin	Orr	Warren
Brundage	Gaffers	Leininger	Pette	Webb
Burchill	Gage	Lewis	Porter	Wells
Campbell E O	Gardner	Long	Rayher	Westall
Campbell W W	Gempler	Lord	Reiburn	Wheelock
Carroll	Giaccone	Lown	Reilly	Whitcomb
Caulfield	Gray	MacFarland	Reiss	Williams
Cheney	Greenwald	Martin	Rice	Witter
Clayton	Hackenburg	Mastick	Richford	Wright
Cole	Hager	McArdle	Rowe	Yale
Cosgrove	Halpern	McCleary	Sackett	Zimmerman
Cowee	Hamill	McDonald	Schwab	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 969, Int. No. 891) entitled "An act to amend the Education Law, in relation to the Supreme Court library at Elmira," was read the third time, having been printed and upon

legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McGinnies	Seaker
Antin	Crowley	Harris	McKee	Seelbach
Aronson	Dickstein	Hausner	McLoughlin	Smith C C
Bailey	Di Pirro	Hawkins	McWhinney	Smith J C
Bartholomew	Dobson	Hunter	Mead	Smith M L
Baum	Doherty	Hutchinson	Merrigan	Solomon
Beasley	Donohue	Jacobs	Miller	Soule
Betts	Downs	Jager	Moore J G	Steinberg
Blakely	Druss	Jeffery	Moore T C	Taylor
Bloch	Duke	Jenks	Moran	Trahan
Blodgett	Evans	Jesse	Morrissey	Ullman
Bly	Everett	Judson	Moses	VanWagenen
Booth	Fenner	Kelly	Mullen	Wackerman
Borkowski	Finch	Kiernan	Neary	Wallace
Brady	Fox	Kirkland	Nichols	Walsh
Brooks	Frerichs	Lattin	Orr	Warren
Brundage	Gaffers	Leininger	Pette	Webb
Burchill	Gage	Lewis	Porter	Wells
Campbell E C	Gardner	Long	Rayher	Westall
Campbell W W	Gempler	Lord	Reiburn	Wheelock
Carroll	Giaccone	Lown	Reilly	Whitcomb
Caulfield	Gray	MacFarland	Reiss	Williams
Cheney	Greenwald	Martin	Rice	Witter
Clayton	Hackenburger	Mastick	Richford	Wright
Cole	Hager	McArdle	Rowe	Yale
Cosgrove	Halpern	McCleary	Sackett	Zimmerman
Cowee	Hamill	McDonald	Schwab	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1169, Int. No. 68) entitled "An act to amend the Code of Criminal Procedure, in relation to peace officers," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

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AYES 11

NOES 2

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AYES 134

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McGinnies	Seaker
Antin	Crowley	Harris	McKee	Seelbach
Aronson	Dickstein	Hausner	McLoughlin	Smith C C
Bailey	Di Perro	Hawkins	McWhinney	Smith J C
Bartholomew	Dobson	Hunter	Mead	Smith M L
Baum	Doherty	Hutchinson	Merrigan	Solomon
Beasley	Donohue	Jacobs	Miller	Soule
Betts	Downs	Jager	Moore J G	Steinberg
Blakely	Druss	Jeffery	Moore T C	Taylor
Bloch	Duke	Jenks	Moran	Trahan
Blodgett	Evans	Jesse	Morrissey	Ullman
Bly	Everett	Judson	Moses	VanWagenen
Booth	Fenner	Kelly	Mullen	Wackerman
Borkowski	Finch	Kiernan	Neary	Wallace
Brady	Fox	Kirkland	Nichols	Walsh
Brooks	Frerichs	Lattin	Orr	Warren
Brundage	Gaffers	Leininger	Pette	Webb
Burchill	Gage	Lewis	Porter	Wells
Campbell E C	Gardner	Long	Rayher	Westall
Campbell W W	Gempler	Lord	Reiburn	Wheelock
Carroll	Giaccone	Lown	Reilly	Whitcomb
Caulfield	Gray	MacFarland	Reiss	Williams
Cheney	Greenwald	Martin	Rice	Witter
Clayton	Hackenburg	Mastick	Richford	Wright
Cole	Hager	McArdle	Rowe	Yale
Cosgrove	Halpern	McCleary	Sackett	Zimmerman
Cowee	Hamill	McDonald	Schwab	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, March 9, 1921.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 644, Int. No. 610) entitled "An act to authorize the board of education of union free school district number nine of the town of Hempstead, and the village of Freeport, or either of them, to acquire all or any part of the old cemetery known as the Freeport cemetery in the village of Freeport, adjoining property of the First Presbyterian church and the property of such district now used for high school purposes, for school purposes or for the establishment of a public park or for village purposes or for any or all of such purposes, and to provide for the removal of remains in such cemetery and the reinterment thereof."

NATHAN L. MILLER.

Said bill having been announced, Mr. McWhinney moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Harrington	McGinnies	Seaker
Antin	Crowley	Harris	McKee	Seelbach
Aronson	Dickstein	Hausner	McLoughlin	Smith C C
Bailey	Di Pirro	Hawkins	McWhinney	Smith J C
Bartholomew	Dobson	Hunter	Mead	Smith M L
Baum	Doherty	Hutchinson	Merrigan	Solomon
Beasley	Donohue	Jacobs	Miller	Soule
Betts	Downs	Jager	Moore J G	Steinberg
Blakely	Druss	Jeffery	Moore T C	Taylor
Bloch	Duke	Jenks	Moran	Trahan
Blodgett	Evans	Jesse	Morrissey	Ullman
Bly	Everett	Judson	Moses	VanWagenen
Booth	Fenner	Kelly	Mullen	Wackerman
Borkowski	Finch	Kiernan	Neary	Wallace
Brady	Fox	Kirkland	Nichols	Walsh
Brooks	Frerichs	Lattin	Orr	Warren
Brundage	Gaffers	Leininger	Pette	Webb
Burchill	Gage	Lewis	Porter	Wells
Campbell E C	Gardner	Long	Rayher	Westall
Campbell W W	Gempler	Lord	Reiburn	Wheelock
Carroll	Giaccone	Lown	Reilly	Whitcomb
Caulfield	Gray	MacFarland	Reiss	Williams
Cheney	Greenwald	Martin	Rice	Witter
Clayton	Hackenburg	Mastick	Richford	Wright
Cole	Hager	McArdle	Rowe	Yale
Cosgrove	Halpern	McCleary	Sackett	Zimmerman
Cowee	Hamill	McDonald	Schwab	

Mr. McWhinney moved that said bill be recommitted to the committee on the judiciary with instructions to report the same forthwith amended as follows:

Page 2, line 7, after "school" insert "and grade school".

Line 16, strike out "and of all rights therein".

Page 3, line 2, after the comma insert "and".

Line 5, strike out "or" and insert "and"; strike out "burial" and insert "any kind".

Line 6, strike out "and of all rights therein".

Line 21, after "which" insert "and in respect of which".

Page 4, line 9, after "nine" insert "of the town of Hempstead".

Page 3, line 2, strike out "as provided in section".

Line 25, strike out "six hereof".

Page 6, line 3, after the comma after "diligence" insert "and accept the same".

Line 6, after "court" insert "of Nassau county".

Line 8, after "therefor" insert "or the remainder thereof, if any, after making the deduction provided for in section six hereof,".

Line 9, after "court" insert "of Nassau county".

Line 13, after "payment" and before the comma insert "or deposit".

Line 18, strike out "burial" and after "rights" insert "of any kind".

Page 8, line 9, after "acquired" insert "or commenced proceedings to acquire".

Line 11, after "nine" insert "hereof".

Line 17, after "expenses" and before the period insert "may be raised by the village of Freeport".

Line 23, after "bonds" insert "or in part by taxation and in part by an issue of bonds".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Martin, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate returned the bill (No. 743, Int. No. 696) entitled "An act to amend the Banking Law, in relation to the pensioning of any officer or employee retiring from any savings and loan association."

Also, the bill (No. 745, Int. No. 698) entitled "An act to amend the Banking Law, in relation to the manner of declaring dividends upon shares of a savings and loan association."

Also, the bill (No. 747, Int. No. 700) entitled "An act to amend the Banking Law, relating to the withdrawal of pledged shares in a savings and loan association belonging to the estate of a deceased member thereof."

Also, the bill (No. 753, Int. No. 706) entitled "An act giving power to the trustees of the village of Shoreham, Suffolk county, New York, to lease a portion of the buildings on the shore front in such village to the Shoreham Country Club, Incorporated, for a club house."

Also, the bill (No. 933, Int. No. 286) entitled "An act to amend the Conservation Law, in relation to the taking and possession of deer in Greene county," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

A communication was received from Hon. H. H. Farmer, mayor of the city of Syracuse, N. Y., returning Assembly bill (No. 699, Int. No. 281) entitled "An act to amend chapter three hundred of the Laws of nineteen hundred and fourteen, entitled 'An act in relation to the department of public works of the city of Syracuse and repealing certain sections of chapter six hundred and eighty-four of the Laws of nineteen hundred and five, relating thereto,' in relation to condemnation of lands for local improvements," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Adler, the House adjourned.

THURSDAY, MARCH 10, 1921

The House met pursuant to adjournment.

Prayer by Rev. Andrew Hansen.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with, and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend the County Law, in relation to the reports of county treasurers" (No. 446, Rec. No. 115), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Town Law, in relation to the deposits of moneys by the supervisors of towns" (No. 790, Rec. No. 116), which was read the first time and referred to the committee on internal affairs.

"An act to create a commission to examine the Greater New York charter and the local laws affecting New York city, and the five counties included therein, to investigate the methods of

conducting and transacting business in the several departments, boards and offices thereof" (No. 684, Rec. No. 117), which was read the first time and referred to the committee on affairs of cities.

"An act to legalize and confirm the official act of notaries public and commissioners of deeds" (No. 594, Rec. No. 118), which was read the first time and referred to the committee on the judiciary.

"An act extending the corporate existence of the Gorham Agricultural Society (No. 479, Rec. No. 120), which was read the first time.

On motion of Mr. Sackett, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Sackett, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McGinnies	Seaker
Antin	Di Pirro	Harrington	McKee	Seelbach
Arnonson	Dobson	Harris	McLoughlin	Smith C C
Bailey	Doherty	Hausner	McWhinney	Smith J C
Barnes	Donohue	Henderson	Mead	Smith M L
Bartholomew	Downs	Hunter	Merrigan	Smith T K
Baum	Druss	Hutchinson	Miller	Soule
Betts	Duke	Jacobs	Moore T C	Steinberg
Blakely	Ellsworth	Jeffery	Moran	Taylor
Blodgett	Evans	Jenks	Morrissey	Trahan
Bly	Everett	Jesse	Moses	Ullman
Booth	Fenner	Judson	Mullen	VanWagenen
Borkowski	Finch	Kiernan	Neary	Wackerman
Brady	Fox	Kirkland	Nichols	Wallace
Brooks	Franchot	Lattin	O'Connor	Walsh
Brundage	Frerichs	Leininger	Pette	Warren
Burchill	Gaffers	Lewis	Porter	Webb
Campbell E C	Gage	Lieberman	Rayher	Wells
Campbell W W	Galgano	Long	Reiburn	Westall
Carroll	Gempler	Lord	Reilly	Wheelock
Caulfield	Giaccone	Lown	Reiss	Whitcomb

Cole	Hackenburg	Mastick	Rowe	Wright
Cosgrove	Hager	McCleary	Sackett	Yale
Cowee	Halpern	McDonald	Schwab	Zimmerman
Crews				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to amend the Corning charter, generally" (No. 672, Rec. No. 119), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Banking Law, in relation to the transmission of money by private bankers" (No. 839, Rec. No. 121), which was read the first time and referred to the committee on banks.

"An act to amend the Greater New York charter, in relation to the deposit of security by a person offering to purchase or lease real property of the city of New York, and the payment of commissions to brokers upon the sale or lease thereof" (No. 554, Rec. No. 122), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Greater New York charter, in relation to the cancellation of taxes upon property of the city of New York" (No. 681, Rec. No. 123), which was read the first time and referred to the committee on affairs of cities.

"An act to further extend the time of Champlain and Sanford Railroad Company to begin and finish the construction of its railroad" (No. 731, Rec. No. 124), which was read the first time and referred to the committee on railroads.

"An act to amend chapter three hundred and four of the Laws of nineteen hundred and nineteen, entitled 'An act to create the board of equalization for the county of Erie for the equalization of taxes and assessments, and to define its powers and duties,' in relation to the compensation of the commissioners of equalization" (No. 131, Rec. No. 125), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend the Highway Law, in relation to local ordi-

126), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Judiciary Law, in relation to compensation of stenographers and confidential clerks appointed by justices of the Appellate Division of the third and fourth departments" (No. 202, Rec. No. 127), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Greater New York charter, in relation to the pensions of widows and orphans of members of the police force" (No. 179, Rec. No. 128), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Decedent Estate Law, in relation to the recording of certain instruments for the identification thereof" (No. 358, Rec. No. 129), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter four hundred and five of the Laws of eighteen hundred and fifty-seven, entitled 'An act to reorganize the warden's office of the port of New York,' generally" (No. 630, Rec. No. 130), which was read the first time and referred to the committee on ways and means.

"An act to amend the General City Law, in relation to money for Memorial day in cities of the third class" (No. 467, Rec. No. 131), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Banking Law, in relation to securities pledged for the payment of land bank bonds" (No. 458, Rec. No. 132), which was read the first time and referred to the committee on banks.

"An act to amend the Stock Corporation Law, in relation to consent to stockholders" (No. 605, Rec. No. 133), which was read the first time and referred to the committee on the judiciary.

"An act to amend the charter of the city of Buffalo, in relation to the recall" (No. 793, Rec. No. 134), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the County Law, in relation to authority of the board of supervisors to levy taxes and appropriate money for the relief and education of poor persons, permanently or tempo-

read the first time and referred to the committee on internal affairs.

"An act to amend the Judiciary Law, in relation to the sheriff notifying jurors by registered mail" (No. 613, Rec. No. 136), which was read the first time and referred to the committee on the judiciary.

"An act to amend the General Corporation Law, the Stock Corporation Law, the Religious Corporations Law, the Joint-stock Association Law and the Executive Law, in relation to the filing and recording in State offices of papers affecting corporations and joint-stock associations," (No. 302, Rec. No. 137), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Business Corporations Law, in relation to recording agreements to consolidate corporations" (No. 571, Rec. No. 138), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Condemnation Law, in relation to the consolidation number thereof" (No. 198, Rec. No. 139), which was read the first time and referred to the committee on the judiciary.

"An act to amend the charter of the city of Johnstown, in relation to temporary loans for current expenses" (No. 709, Rec. No. 140), which was read the first time and referred to the committee on affairs of cities.

Mr. Carroll introduced a bill entitled "An act to amend the Penal Law, in relation to the use of National and State flags as receptacles for the collection of money" (Int. No. 1265), which was read the first time and referred to the committee on codes.

Mr. Cole introduced a bill entitled "An act to amend the Village Law, in relation to diminishing the boundaries of villages" (Int. No. 1266), which was read the first time and referred to the committee on affairs of villages.

Mr. Flynn introduced a bill entitled "An act to amend the General City Law, in relation to licenses to operate moving picture apparatus" (Int. No. 1267), which was read the first time and referred to the committee on affairs of cities.

Mr. Gardner introduced a bill entitled "An act to amend the Insurance Law, in relation to co-operative fire insurance corporations" (Int. No. 1268), which was read the first time and referred to the committee on insurance.

Mr. Hunter introduced a bill entitled "An act to amend the Banking Law, in relation to the use of liberty or victory bonds in lieu of bonds and undertakings" (Int. No. 1269), which was read the first time and referred to the committee on banks.

Mr. Harrington introduced a bill entitled "An act to amend the Judiciary Law, in relation to the compensation of stenographers appointed by justices of the Appellate Division of the third and fourth departments" (Int. No. 1270), which was read the first time and referred to the committee on the judiciary.

Mr. Steinberg introduced a bill entitled "An act to amend the Election Law, in relation to party organization and designations for the primary" (Int. No. 1271), which was read the first time and referred to the committee on the judiciary.

Miss M. L. Smith introduced a bill entitled "An act to amend the Education Law, in relation to the establishment and maintenance of kindergartens in cities and school districts" (Int. No. 1272), which was read the first time and referred to the committee on public education.

Mr. Martin introduced a bill entitled "An act to amend the Village Law, in relation to the incorporation of villages" (Int. No. 1273), which was read the first time and referred to the committee on affairs of villages.

Mr. Gray introduced a bill entitled "An act to amend the Public Health Law, in relation to inspections and certificates of sanitary condition of slaughter-houses, creameries and kindred and allied establishments" (Int. No. 1274), which was read the first time and referred to the committee on public health.

Mr. Pette introduced a bill entitled "An act to amend the Executive Law, in relation to qualifications, powers and duties of notaries public" (Int. No. 1275), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Banking Law, in relation to pensions of savings bank employees" (Int. No. 1276), which was read the first time and referred to the committee on banks.

Railroad Law, in relation to train crews " (Int. No. 1277), which was read the first time and referred to the committee on railroads.

Mr. W. W. Campbell, by request, introduced a bill entitled "An act to amend the Education Law, in relation to the manner of payment of school taxes by railroad, telephone, telegraph, electric light and gas companies" (Int. No. 1278), which was read the first time and referred to the committee on public education.

Mr. McGinnies introduced a bill entitled "An act making appropriations for the maintenance and repair of improved State and county highways" (Int. No. 1279), which was read the first time and referred to the committee on ways and means.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Martin (No. 513, Int. No. 500) entitled "An act to amend the General Corporation Law, the Stock Corporation Law, the Religious Corporations Law, the Joint-stock Association Law and the Executive Law, in relation to the filing and recording in State offices of papers affecting corporations and joint-stock associations," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Everett, Stitt, Ullman, Smith, T. K., Westall, Moran, Barnes, McKee.

Also, Assembly bill introduced by Mr. C. C. Smith (No. 1033, Int. No. 948) entitled "An act to amend chapter six hundred and seventeen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the Round Lake Camp Meeting Association of the Methodist Episcopal Church of the Troy Conference' in relation to enforcement of ordinances of such association," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Stitt, Ullman, Westall, Moran.

Those who voted in the negative were: Messrs. Bloch, McKee.

Also, Assembly bill introduced by Mr. Donohue (No. 230, Int. No. 228) entitled "An act to amend the Election Law, in relation to compensation of election officers in cities of over one million

inhabitants," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Stitt, Ullman, Westall, Moran, Bloch, McKee.

Also, Assembly bill introduced by Mr. Clayton (No. 928, Int. No. 561) entitled "An act authorizing the Public Service Commission of the First District to permit the operation of the street railway line of the Nassau Electric Railroad Company, in the borough of Brooklyn, commonly known as the Church avenue line, without exchanging transfers with connecting lines, notwithstanding the provisions of any charter, franchise, agreement or statute," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Everett, Stitt, Smith, T. K., Moran, Barnes.

Those who voted in the negative were: Messrs. Ullman, Westall, McKee.

Also, Assembly bill introduced by Mr. Hutchinson (No. 1100, Int. No. 1012) entitled "An act to amend the Membership Corporations Law, in relation to acquisition of lands by certain agricultural corporations, by condemnation," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Everett, Stitt, Ullman, Westall, Moran, Bloch, McKee.

Also, Assembly bill introduced by Mr. Dickstein (No. 117, Int. No. 117) entitled "An act to amend the Domestic Relations Law, in relation to the solemnization of marriages and fees therefor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Everett, Stitt, Ullman, Moran, Bloch, McKee.

Also, Assembly bill introduced by Mr. Barnes (No. 883, Int. No. 825) entitled "An act to amend the Stock Corporation Law, in relation to consent of stockholders," reported in favor of the passage of the same without amendment.

Rowe, Lown, Jenks, Everett, Stitt, Ullman, Moran, Barnes, Bloch, McKee.

Also, Assembly bill introduced by Mr. Lattin (No. 887, Int. No. 829) entitled "An act to legalize and confirm the official act of notaries public and commissioner of deeds," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Everett, Stitt, Ullman, Moran, Bloch, McKee.

Also, Assembly bill introduced by Mr. Mastick (No. 891, Int. No. 833) entitled "An act to amend the Decedent Estate Law, in relation to investment of trust funds," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Jenks, Stitt, Ullman, Moran, Barnes, Bloch, McKee.

In the negative: Mr. Lown.

Also, Assembly bill introduced by Mr. Porter (No. 1050, Int. No. 863) entitled "An act to further extend the time of Champlain and Sanford Railroad Company to begin and finish the construction of its railroad," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Everett, Stitt, Ullman, Moran, Barnes, Bloch, McKee.

Also, Assembly bill introduced by Mr. Borkowski (No. 392, Int. No. 389) entitled "An act to amend the Decedent Estate Law, in relation to descent of real property to surviving husband or wife of intestate under certain conditions," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Everett, Stitt, Ullman, Moran, Barnes, Bloch, McKee.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Ullman (No. 902, Int. No. 844) entitled "An act to amend the Executive Law, in rela-

tion to notaries public," reported in favor of the passage of the same with the following amendments:

In the title, after the second "to" insert the words "disposition of fees paid by".

Page 1, line 1, strike out the words "one hundred and one" and insert in lieu thereof the words one hundred and four".

Page 1, line 4, after the word "laws" insert "as amended by chapter two hundred and forty of the Laws of nineteen hundred and nine,".

Page 1, strike out lines 5 to 12, inclusive.

Strike out all of pages 2, 3, 4, 5, 6, 7 and 8.

Page 9, strike out lines 1 to 10, inclusive.

Page 9, line 20, enclose in bracket the words [three thousand] and after the last bracket insert in italics the words "forty-four hundred".

Page 10, between lines 12 and 13 insert in italics "The clerk of the county of New York shall pay over to the chamberlain of the city of New York the sum of forty-four hundred dollars, and the comptroller of the city of New York shall apply this amount to the payment of the salaries of the notorial clerks in the office of the clerk of New York county, as certified by such clerk."

Page 10, strike out lines 13 to 26, inclusive.

Strike out all of pages 11, 12 and 13.

Page 14, strike out lines 1 to 8, inclusive.

Page 14, line 9, change the numeral "6" to "2".

Page 14, line 9, after the word "effect" insert "immediately."

Page 14, line 9, strike out the words "May first, nineteen hundred".

Page 14, line 10, strike out all of line 10.

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Stitt, Ullman, Westall, Moran, McKee.

In the negative: Mr. Bloch.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Adler (No. 729, Int. No. 731) entitled "An act to amend the Public Service Commissions Law, in relation to creating the Public Service Commission and the Transit Commission, defining the jurisdiction, powers and duties of such commissions, and abolishing the Public Service Commission of the First District, the Public Service Commission

missioner," reported in favor of the passage of the same with the following amendments:

Page 2, line 22, change " 110 " to " 111 ".

Page 3, line 20, after "chapter" insert ", as amended by chapter four hundred and twenty-two of the Laws of nineteen hundred and sixteen,".

Page 4, line 22, strike out " fifteen " and insert in italics " ten ".

Page 5, line 1, strike out " four " and insert in italics " three ".

Line 2, strike out " third " and insert, in italics " second ".

Page 8, line 16, change the semi-colon to a comma.

Page 10, line 17, strike out " in so far as such relations arise ".

Strike out line 18.

Line 19, strike out " thereof " at the beginning of the line.

Page 11, between lines 20 and 21, insert in italics " 5. To any other railroads any portion of whose lines lies within such city, which are operated by a trunk line railroad principally for the local transportation of persons and property, and to the persons or corporations owning, operating or leasing the same; ".

Line 21 change " 5 " to " 6 ".

Line 23 change " 6 " to " 7 ".

Page 13, line 20, inclose " He " in brackets and insert in italics " The secretary ".

Page 14, line 10, after " employees " insert in italics " , and to make such contracts for special services ".

Page 15, line 14, change " stock " to " stocks ".

Page 17, lines 6 and 7, strike out italics.

Page 19, between lines 24 and 25, insert

" § 19-a. Subdivision one of section sixteen of such chapter, as amended by chapter five hundred and twenty-eight of the laws of nineteen hundred and twenty, is hereby amended to read as follows: "

" 1. All proceedings of each commission and all documents and records in its possession shall be public records, and each commission shall make an annual report, to the legislature on or before the second Monday of January in each year, which shall contain any information in the possession of the commission which it shall deem of value to the legislature and the people of the state. Five hundred copies of each report, [together with abstracts of the reports to such commission of corporations and persons subject to its supervision, in addition to the regular number prescribed by law, shall be printed as a public document of the state, bound in cloth, for the use of the commissioners and to be

distributed by them in their discretion to corporations and persons interested therein."

Page 28, line 8, after the comma after "charge" insert in italics "fare,".

Line 10, after "schedule" insert a comma.

Line 26, strike out "of".

Page 29, line 6, before "or" insert a bracket "[".

Line 7, strike out the brackets and italics, after "in" insert a bracket "]" and in italics "if proposed by the common carrier, or that the existing rate, if on motion of the commission or in a complaint filed with the commission it is proposed to reduce the"; after "rate" insert in italics a comma.

Page 31, line 15, change the semi-colon to a comma.

Page 33, line 6, after "sion" insert a comma.

Line 18, strike out the bracket.

Line 20, after "corporation" insert in italics "subject to the jurisdiction of the public service commission and the transit commission [".

Page 33, line 21, after "district" insert a bracket "]" ; before "commission" insert in italics "public service"; before "of" insert a bracket "[".

Line 22, after "district" insert a bracket "]" ; before "commission" insert in italics "transit"; before "of" insert a bracket "[" ; after "district" insert a bracket "]" .

Line 24, before "Any" insert a bracket "[".

Page 36, line 17, inclose "shall" in brackets and insert in italics "may".

Lines 19 and 20, strike out italics.

Line 21, after the comma insert in italics "in its discretion."

Page 37, line 5, strike out the comma after "conditions" and insert in italics "or"; strike out ", or readjustment of".

Line 6, strike out "franchise or contract rights or obligations,".

Line 14, strike out the comma after "conditions" and insert in italics "or"; strike out "or readjust-".

Line 15, strike out "ment of franchise or contract rights or obligations,".

Line 19, after "corporation" insert in italics ", provided, however, anything herein contained to the contrary notwithstanding, the transit commission shall not authorize any such change prior to the adoption of a plan of readjustment under the provisions of article six of this chapter, unless, pending the completion of the valuations of the railroad property which it proposes to include in any such plan and during the preparation of such plan, the commission shall, as the result of its studies and

investigations, find such change to be necessary in the public interest for the accomplishment of one or more of the purposes to be achieved by such plan as specified in said article, and in such event the commission shall require as conditions precedent to such change the execution of any such stipulations by the railroad companies and others as in its judgment shall be necessary to further and protect the consummation of such plan".

Page 37, line 20, strike out the comma after "ditions" and insert in italics "or"; strike out all after "safeguards".

Line 21, strike out "or obligations,".

Page 38, line 2, after "if" insert in italics "on motion of"; strike out "on its own motion"; strike out "on" and insert in italics "in a".

Line 3, strike out "proposes" and insert in italics "filed with the commission it is proposed".

Page 40, line 25, strike out "and" and insert "or".

Line 26, strike out "or" and insert "and".

Page 41, line 2, after "order" insert a comma.

Line 11, strike out "the" before "power".

Page 43, line 10, strike out "full".

Page 46, line 3, change "practice" to "practices".

Pages 48, between lines 8 and 9, insert

"§ 32-a. Subdivision eight of section forty-nine of such chapter is hereby amended to read as follows:

"8. Except as may be provided by the transit commission, no [No] passenger joint rate, fare, charge, through route or transfer shall be required between any rapid transit railroad and any other rapid transit railroad or any railroad operated as a street surface railroad, nor between a street surface railroad and any railroad operated wholly by steam, or any railroad operated a distance of over fifty miles partly by steam and partly by electricity."

Page 49, line 9, after "chapter" insert ", such section having been last amended by chapter two hundred and twenty of the Laws of nineteen hundred and fourteen,".

Page 52, line 16, after "more" insert "other".

Line 22, strike out the bracket.

Line 23, after "shall" insert in italics "be subject to the jurisdiction of the public service commission and the transit commission ["; after "districts" insert a bracket "]".

Line 24, before "commission" insert in italics "public service"; before "of" insert a bracket " []".

Line 25, after "district" insert a bracket "]"; before "Whenever" insert a bracket " []".

Page 55, between lines 5 and 6, insert in italics

"5. Nothing in this chapter shall be taken to prohibit a gas corporation or electrical corporation from establishing classifications of service based upon the quantity used, the time when used, the purpose for which used, the duration of use or upon any other reasonable consideration, and providing schedules of just and reasonable graduated rates applicable thereto. No such classification, schedule, rate or charge shall be lawful unless it shall be filed with and approved by the commission, and every such classification, rate or charge shall be subject to change, alteration and modification by the commission."

Line 16, after "power" insert in italics "*and standards for the measurement thereof*,".

Line 20, inclose "another" in brackets and insert in italics "*other*"; change "standard" to "standards".

Page 55, line 21, after the bracket insert in italics "*of the purity, illuminating power and heating power of gas and standards for the measurement thereof*,".

Page 57, line 4, inclose the first "or" in brackets and insert in italics a comma; after "charges" insert in italics "*or classifications*".

Line 10, inclose "and" in brackets and insert in italics "*and classifications*".

Page 59, line 9, change "service" to "services".

Page 61, line 10, strike out "an increase or a proposed increase of" and insert in italics "*a*".

Line 11, change "rates" to "rate" in italics.

Line 12, after "change" insert in italics "*if proposed by the corporation, or that the existing rate, if on motion of the commission or in a complaint filed with the commission it is proposed to reduce the rate*."

Between lines 22 and 23 insert

"§ 42-a. Section sixty-six of such chapter is hereby amended by adding thereto a new subdivision, to be subdivision fourteen, to read as follows:

"14. The commission shall have power to require each gas corporation and electrical corporation to establish classifications of service based upon the quantity used, the time when used, the purpose for which used, the duration of use and upon any other reasonable consideration, and to establish in connection therewith just and reasonable graduated rates and charges; and it shall have power, either upon complaint or upon its own motion, to require such changes in such classifications, rates and charges as it shall determine to be just and reasonable."

Page 63, line 25, change "franchise" to "franchises".

Page 71, line 5, inclose "one hundred" in brackets and insert in italics "twenty-five".

Line 6, before "in" insert a bracket "[".

Line 8, after "elsewhere" insert a bracket "] ".

Line 10, inclose the comma after "purity" in brackets and insert in italics "or"; inclose "price" in brackets and insert in italics "the rates, charges or classifications of service".

Line 12, inclose "price" in brackets and insert in italics "the rates, charges or classifications of service".

Page 72, line 12, change "matters" to "matter".

Line 18, before "maxi-" insert a bracket "[".

Line 19, after "of" insert a bracket and the words in italics "just and reasonable prices, rates and charges for".

Page 73, line 3, strike out the comma after "tions" and insert in italics "or"; strike out all after "safeguards".

Line 4, strike out "or obligations".

Line 10, strike out "and" and insert in italics a comma; strike out the comma after "conditions" and insert in italics "or"; strike out "or readjustment of".

Line 11, strike out "franchise or contract rights or obligations,".

Line 15, strike out the comma after "conditions" and insert in italics "or"; strike out all after "safeguards".

Line 16, strike out "rights or obligations,".

Page 74, line 6, strike out "the".

Lines 10 and 11, strike out italics.

Line 16, before "the" at the beginning of the line insert in italics "on motion of"; strike out "on its own motion".

Page 74, line 16, strike out "on" and insert in italics "in a"; after "complaint" insert in italics "filed with the commission it is proposed".

Page 75, line 3, before "within" insert a bracket "["; after "jurisdiction" insert a bracket "] ".

Page 76, line 25, after "corporation" insert "a".

Page 77, line 24, strike out "as" and insert "such section having been".

Page 81, line 3, change "schedules" to "schedule".

Page 83, line 4, after the comma insert in italics "if proposed by the person, corporation or municipality operating the utility, or that the existing rate or charge, if on motion of the commission or in a complaint filed with the commission it is proposed to reduce the rate or charge."

Page 84, line 15, strike out the comma.

Line 26, strike out "and" and insert "or".

Page 87, line 22, change "rations" to "ration".

Page 88, line 5, strike out "of" before "cost".

Line 22, strike out the comma after "section".

Page 92, line 4, strike out the comma after "conditions" and insert in italics "or".

Strike out line 5 and insert in italics "as".

Line 11, strike out "and" and insert in italics a comma; strike out the comma after "conditions" and insert in italics "or".

Line 12, strike out all after "safeguards".

Line 13, strike out "obligations,".

Line 16, strike out the comma after "conditions" and insert in italics "or"; strike out "or read-".

Line 17, strike out all to "prescribed".

Page 93, line 15, after "if" insert in italics "on motion of"; strike out "on its own motion".

Line 16, strike out "on" and insert in italics "in a"; strike out "proposed" and insert in italics "filed with the commission it is proposed".

Line 20, change "possibly" to "possible".

Page 94, line 6, after "mission" insert a comma.

Page 95, line 8, strike out "as last" and insert "such section having been added by chapter six hundred and seventy-three of the Laws of nineteen hundred and ten and such subdivision".

Page 97, line 2, change "schedules" to "schedule".

Page 98, line 18, after "change" insert in italics "if proposed by the corporation, or that the existing rate, if on motion of the commission or in a complaint filed with the commission it is proposed to reduce the rate,".

Line 20, strike out "the" before "decision" and insert "and".

Page 100, line 4, strike out "as" and insert "such section having been".

Line 24, inclose "shall" in brackets and insert in italics "may".

Line 26, strike out the italics.

Page 101, line 1, strike out "compensation".

Line 2, after "contingencies" insert in italics ", in its discretion."

Line 14, strike out the comma after "conditions" and insert in italics "or"; strike out "in, or read-".

Line 15, strike out "justment of franchise or contract rights or obligations".

Line 19, after "if" insert in italics "on motion of".

Page 101, line 19, strike out "on its".

Line 20, strike out "own motion"; strike out "on" and insert in italics "in a"; strike out "proposed" and insert in italics "filed with the commission it is proposed".

Page 102, line 6, strike out "and" and insert in italics a comma; strike out the comma after "conditions" and insert in italics "or"; strike out all after "safeguards".

Line 7, strike out "contract rights or obligations,".

Line 11, strike out the comma after "conditions" and insert in italics "or".

Strike out line 12.

Page 103, line 14, strike out "twenty" and insert "nineteen".

Page 104, between lines 3 and 4, insert in italics

"111. Inconsistent laws inapplicable."

Line 11, strike out "and" and insert in italics a comma; after "highways" insert in italics "and public places".

Line 22, after "granted" insert in italics "to use streets for railroads or to construct, equip, maintain or operate railroads".

Line 25, strike out "and not operated as" and insert in italics "jurisdiction whereof is vested in the transit commission".

Page 105, line 1, strike out "a part of a trunk line railroad".

Line 1, after the comma insert in italics "and any portion or portions thereof,".

Line 5, after "relief" insert in italics "of the emergency, which is hereby declared to exist,"; after "and" insert "for the".

Line 6, change "provision" to "provisions" in italics and insert in italics at the end of the line "which in the judgment of the commission will accomplish as nearly as may be".

Page 105, line 7, strike out "for the accomplishment of".

Line 12, after "stock" insert in italics "or bonds".

Page 105, line 15, strike out "and", first occurring, and insert an italicized comma.

Line 17, after "stabilized" and before the period insert, in italics "and (4) the assuring to the people of the city the continued operation of the railroads at the present or lowest possible fares consistent with the just valuation of the railroads and their safe and economical operation".

Line 17, after the period insert in italics "The commission shall also endeavor to include in the plan of readjustment appropriate provision for the protection of tort creditors."

Page 106, line 2, strike out "and" and insert in italics ". The commission".

Line 3, after "provide" insert in italics "in any contract or in any modification of an existing contract".

Line 5, strike out "lease" and insert in italics "contract or such modification".

Line 9, strike out "physical"; after "property" insert in italics ", other than franchises and going value, necessarily".

Page 107, line 5, after "plan" insert in italics a comma.

Page 108, line 7, after "contracts" insert in italics "or any other contract".

Line 24, strike out "neglect" and insert in italics "fail".

Page 109, line 10, strike out "be" and insert in italics "include".

Line 12, strike out "be" and insert in italics "include"; strike out "different" and insert in italics "one or more".

Line 24, strike out "and" and insert in italics a comma.

Page 110, line 1, after "district" insert in italics ", and of the local authority of such a city to approve contracts or modifications of contracts under any provision of the rapid transit act or of any contract heretofore made,".

Line 11, strike out "The" and insert in italics "In addition to its powers under the rapid transit act the".

Line 11, after "commission" insert in italics "in connection with any such plan".

Line 14, after the period insert in italics "Any such contracts shall be in the form of a certificate or contract with terms and conditions as nearly as may be as required by the rapid transit act in a case of rapid transit railroads under section twenty-four and sections twenty-six and twenty-seven, and providing for limitation of such rights to a definite term or for a right of termination by the city on notice with provision for making good to the contractor his investment under such contract."

Page 111, line 4, after "act" insert in italics ", except that the time for the beginning of the right of termination on notice as provided in such act shall not be more than ten years from the date of the delivery of the contract or modification of an existing contract and except that the commission may make necessary provision for the amortization of outstanding securities in the case of the acquisition of railroads".

Strike out lines 9, 10 and 11.

Line 12, begin "the" at the beginning of the line with capital "T".

Line 13, after "contracts" insert in italics "or modifications of contracts".

Page 111, line 20, strike out "nor" and insert in italics "any new contract or".

Line 21, after "any" insert in italics "existing".

Line 23, after "such" insert in italics "new".

Line 24, after "modification" insert in italics "of an existing contract"; after "carry" insert in italics "it".

Line 26, strike out "which".

Page 112, line 3, after "court" insert in italics a comma; before "adopts" insert in italics "where such contract or modification of an existing contract".

Between lines 14 and 15 insert in italics

"§ 111. Inconsistent laws inapplicable. The provisions of any act or parts of acts, including the Greater New York charter and article two-e of the general city law as added by chapter two hundred and forty-seven of the laws of nineteen hundred and thirteen, which are inconsistent with this article, and in so far only as they are inconsistent with this article, shall have no application to the rights, powers and obligations conferred or created by and under authority of this article or to any proceedings taken thereunder."

Page 113, line 19, after "chapter" insert ", as thus renumbered by chapter six hundred and seventy-three of the Laws of nineteen hundred and ten,".

Line 21, strike out "last" and insert "thus renumbered by chapter six hundred and seventy-three of the Laws of nineteen hundred and ten and".

Page 114, line 13, strike out "thirty" and insert "ninety".

Page 117, line 7, after "continuation" insert "as to matters within its jurisdiction".

Line 21, after "continuation" insert "as to matters within its jurisdiction".

Page 118, line 17, strike out "state".

Line 21, after "city" insert "without conditions or limitations, whether by budgetary requirements or otherwise".

Line 22, in place of the dots insert "four hundred and forty-two thousand nine hundred and forty-four dollars and ninety-seven cents (\$442,944.97)".

Page 119, line 11, in the blank space after "of" insert "two hundred and thirty-seven thousand sixty-three dollars and thirty-four cents (\$237,063.34)".

Those who voted in the affirmative were: Messrs. Martin, Lowe, Lown, Jenks, Everett, Stitt, Smith, T. K., Westall Moran and Barnes.

and McKee.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which were referred Assembly bill introduced by Mr. Donohue (No. 1040, Int. No. 953) entitled "An act in relation to the fees in the surrogate's court of the county of New York, and repealing certain sections of chapter five hundred and thirty of the Laws of eighteen hundred and eighty-four, entitled 'An act in relation to the office of surrogate of the county of New York,'" reported in favor of the passage of the same with the following amendments:

On page 1, line 2, after "clerk of" insert the words "court of".

On page 3, line 13, strike out one "where".

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Everett, Stitt, Ullman, Moran, Barnes, Bloch, McKee.

which report was agreed to, and said bill ordered reprinted, as amended, and place on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Wheelock (No. 656, Int. No. 622) entitled "An act to amend the Domestic Relations Law, in relation to the amount and disposition of marriage license fees and the compensation of county clerks for recording and making reports of marriage licenses," reported in favor of the passage of the same with the following amendments:

Page 5, line 5, after the word "paid" insert the word "monthly".

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Stitt, Ullman, Smith, T. K., Moran, Barnes, Bloch, McKee.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Barnes (No. 500, Int. No. 487) entitled "An act to validate, legalize and confirm the proceedings of the common council and inspectors of election of the city of Fulton, in the matter of the submission of certain propositions at a special taxpayers' election to raise money for the benefit of the fire, police and poor funds of said city, the canvassing of the votes cast at said election, obligations of said city incurred pursuant thereto, and authorizing the issuance and sale of bonds therefor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which reported was agreed to, and said bill ordered placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Aronson (No. 370, Int. No. 368) entitled "An act in relation to unclaimed interest moneys in the hands of the public administrator in the city of New York, and the use of a portion thereof for certain purposes," reported in favor of the passage of the same with the following amendments:

Page 1, title, change "city" to "county".

Page 2, line 5, before the period insert ", nor to discharge, release or excuse any person, firm or corporation from any claim arising out of such errors or irregularities of said William F. Becker."

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Jesse, Blodgett, Kiernan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Pette (No. 179, Int. No. 179) entitled "An act to amend the Greater New York charter, in relation to positions to which certain provisions are

applicable," reported in favor of the passage of the same with the following amendments:

On page 1, line 9, after the word "city" insert "operating under the municipal or State civil service rules or regulations."

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Senate bill (No. 552, Rec. No. 103) introduced by Mr. Mullan, entitled "An act to amend the charter of the city of Rochester, generally." reported in favor of the passage of the same with the following amendments:

On page 4, line 15, after the word "therefor," insert the following: "to adopt ordinances for the maintenance of order, protection of property and preservation and care of the safety, health, comfort and general welfare of the inhabitants of the city and visitors thereto, and for any of said purposes to regulate and license occupations and business."

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was recommitted Assembly bill introduced by Mr. Jesse (No. 977, Int. No. 662) entitled "An act to amend the Greater New York charter, in relation to aldermanic districts, the division of the city into the same, and the boundaries thereof and to districts for home rules and local improvements," retaining its place on the order of second reading, reported in favor of the passage of the same with the following amendments:

On page 9, line 17, strike out the word "Morningside".

On page 9, line 18, strike out the words "Park East, along

Morningside Park East" and insert the words "Manhattan avenue, along Manhattan avenue".

On page 10, line 24, strike out the words "Morningside avenue East," and insert the words "Manhattan avenue, along Manhattan avenue to Saint Nicholas avenue, along Saint Nicholas avenue".

On page 10, strike out all of lines 25 and 26.

On page 11, strike out all of lines 1, 2, 3, 4 and 5.

On page 11, line 6, strike out the words "Seventh avenue along Seventh avenue."

On page 14, strike out all of lines 18, 19, 20, 21, 22, 23, 24, 25 and 26, and insert the following: "The Nineteenth aldermanic district shall consist of that part of the county of New York within and bounded by a line beginning at the intersection of Manhattan avenue and West One Hundred and Sixteenth street, extending thence along Manhattan avenue to West One Hundred and Nineteenth street, along West One Hundred and Nineteenth street to Saint Nicholas avenue, along Saint Nicholas avenue to West and East One Hundred and Eighteenth street, along West and East One Hundred and Eighteenth street to Park avenue, along Park avenue to East One Hundred and Twentieth street, along East One Hundred and Twentieth street to Madison avenue, along Madison avenue to East One Hundred and Twenty-fourth street, along East One Hundred and Twenty-fourth street to Fifth avenue, along Fifth avenue to East One Hundred and Twenty-eighth street, along East One Hundred and Twenty-eighth street to Madison avenue, along Madison avenue to East and West One Hundred and Thirty-seventh street, along East and West One Hundred and Thirty-seventh street to Lenox avenue, along Lenox avenue to West One Hundred and Thirty-sixth street, along West One Hundred and Thirty-sixth street to Saint Nicholas avenue, along Saint Nicholas avenue to Manhattan avenue, along Manhattan avenue, to place of beginning."

On page 15, strike out all of lines 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18.

On page 16, line 19, strike out the words "Edgecomb avenue or Colonial park-".

On page 16, strike out all of lines 20, 21 and 22.

On page 16, line 23, strike out the words "Avenue to".

On page 17, strike out all of lines 13, 14 and 15.

On page 17, line 16, strike out the words "Combe avenue or Colonial parkway to".

On page 43, line 2, strike out the word "Houston" and insert the words "Corlears Hook".

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Jesse, Blodgett. which report was agreed to, and said bill ordered reprinted and restored to its place on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Senate bill introduced by Mr. Swift (No. 393, Rec. No. 107) entitled "An act to amend the charter of the city of Buffalo, in relation to members of the police and fire departments of said city," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Gaffers, Jesse, Blodgett, Pette, McCardle, Kiernan.

which report was agreed to, and said bill placed on the order of second reading.

Mr. McWhinney, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. Ellsworth (No. 1260, Int. No. 1136) entitled "An act to legalize and validate the acts and proceedings of the village of Tupper Lake, its voters, officers and agents, in relation to the issuance and sale of water bonds of said village in the amount of one hundred thousand dollars; to authorize the issuance and sale of said bonds and to provide for raising annually by tax a sum sufficient to pay the principal and interest of such bonds as they become due," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Judson, Hunter, Rice, Peck, Evans, Mastick, Ellsworth, Smith, J. C.

Also, Assembly bill introduced by Mr. Westall (No. 1101, Int. No. 1013) entitled "An act to amend chapter one hundred and six of the Laws of nineteen hundred and six, entitled 'An act creating the office of police justice and assistant police justice, in the village of Port Chester, in the county of Westchester, and to provide for the raising annually an amount sufficient to pay the salaries of said officers,' in relation to the compensation of the police justice," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Judson, Hunter, Rice, Evans, Mastick, Ellsworth, Smith, J. C.

Also, Assembly bill introduced by Mr. Westall (No. 1060, Int. No. 973) entitled "An act to amend chapter two hundred and eighty-five of the Laws of nineteen hundred and three, entitled 'An act to organize and establish a police department in the village of Port Chester,' in relation to moneys constituting the police pension fund and the payment of pensions," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Judson, Hunter, Rice, Evans, Mastick, Ellsworth, Smith, J. C.

Also, Assembly bill introduced by Mr. Westall (No. 1063, Int. No. 976) entitled "An act to amend chapter eight hundred and eighteen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Port Chester,' in relation to amount to be raised for public health purposes," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McWhinney, Judson, Hunter, Rice, Evans, Mastick, Ellsworth, Smith, J. C. which report was agreed to, and said bills placed on the order of second reading.

Mr. Gardner, from the committee on insurance, to which was referred Assembly bill introduced by Mr. Gardner (No. 1081, Int. No. 993) entitled "An act to amend the Insurance Law, in relation to deposit of securities," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Gardner, Caulfield, Morrissey, Doherty, Franchot, Trahan, Rayher. which report was agreed to, and said bill placed on the order of second reading.

Mr. Wells, from the committee on military affairs, to which was referred Assembly bill introduced by Mr. Wells (No. 972, Int. No. 894) entitled "An act to amend chapter one hundred and twenty-two of the Laws of nineteen hundred and nineteen, entitled 'An act to provide a service ribbon and medals of honor for citizens of this State who entered the service of the United States of America in the war with the German empire and its allies, as a

volunteer or otherwise, and making an appropriation therefor,' in relation to persons entitled to service ribbons and medals of honor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wells, Webb, Steinberg, Wallace, Brundage, Neary, Fox, Carroll.

Also, Assembly bill introduced by Mr. Pette (No. 95, Int. No. 95) entitled "An act to authorize the Adjutant-General of the State to issue arms and ammunition to posts of the United Spanish War Veterans the Veterans of Foreign Wars of the United States and the American Legion," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wells, Webb, Steinberg, Wallace, Brundage, Neary, Carroll.

In the negative: Mr. Fox.

Also, Assembly bill introduced by Mr. Cosgrove (No. 23, Int. No. 23) entitled "An act to amend the Military Law, in relation to the erection of an armory in the borough of Richmond, city of New York," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wells, Webb, Steinberg, Wallace, Brundage, Neary, Fox, Carroll.
which report was agreed to, and said bills placed on the order of second reading.

Mr. Wells, from the committee on military affairs, to which was referred Assembly bill introduced by Mr. Kiernan (No. 641, Int. No. 607) entitled "An act to amend the Military Law, in relation to certain State officers and employees who served in the Federal military, naval or marine service during the World War," reported in favor of the passage of the same with the following amendments:

Page 1, line 10, after "or" insert "of a municipal corporation of"; after "any" insert "other".

Page 2, line 3, before "political" insert "or a municipal corporation or of any other".

Those who voted in the affirmative were: Messrs. Wells, Webb, Steinberg, Wallace, Brundage, Neary, Fox.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Harris, from the committee on public education, to which was referred Assembly bill introduced by Mr. Halpern (No. 990, Int. No. 905) entitled "An act to amend the Education Law, in relation to qualifications of teachers," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Harris, Miss M. L. Smith, Jacobs, Greenwald, Wright, Bailey, McArdle, O'Connor.

Also, Assembly bill introduced by Mr. T. C. Moore (No. 1007, Int. No. 922) entitled "An act to amend the Election Law, in relation to the use of school houses or other public buildings as registration and polling places," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Harris, Miss M. L. Smith, Jacobs, Greenwald, Wright, Bailey, McArdle, O'Connor.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Harris, from the committee on public education, to which was referred Senate bill introduced by Mr. Lockwood (No. 559, Rec. No. 671) entitled "An act to amend the Education Law, in relation to salaries of teachers and employees in institutions for higher education in certain cities," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Harris, Miss M. L. Smith, Jacobs, Greenwald, Wright, Bailey, McKee, McArdle, O'Connor.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Duke (No. 170, Int. No. 170) entitled "An act to amend the Penal Law, in relation to negligent operation of motor vehicles."

Also, the bill introduced by Mr. Adler (No. 1111, Int. No. 732) entitled "An act authorizing designated authorities in behalf of the State of New York to enter into an agreement or compact

with designated authorities of the State of New Jersey for the creation of the 'Port of New York District,' the establishment of 'The Port of New York Authority,' and the defining of the powers and duties of such authority," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Tax Law, in relation to reorganizing the State Tax Commission and defining its powers and duties and transferring thereto certain powers, duties and jurisdiction of the Comptroller and Secretary of State." (No. 1206, Int. No. 429.)

"An act to amend the Penal Law, in relation to negligent operation of motor vehicles." (No. 170, Int. No. 170.)

"An act authorizing designated authorities in behalf of the State of New York to enter into an agreement or compact with designated authorities of the State of New Jersey for the creation of the 'Port of New York District,' the establishment of 'The Port of New York Authority,' and the defining of the powers and duties of such authority." (No. 1111, Int. No. 732.)

"An act to amend the Penal Law, in relation to intoxicating liquor, repealing the Liquor Tax Law and the City Local Option Law, and providing for completing the unfinished business of the State Excise Department." (No. 1205, Int. No. 107.)

Mr. Judson, from the joint legislative committee on taxation and retrenchment, submitted the following report, which was laid upon the table and ordered printed.

(See Document.)

Mr. Lattin moved to reconsider the vote by which the report of the committee on public health of Assembly bill (No. 611, Int. No. 583) entitled "An act to amend the Public Health Law, in relation to osteopathy," was agreed to.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then stated the question to be upon agreeing to said report.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the negative.

On motion of Mr. Lattin, said bill was recommitted to the committee on public health.

Mr. McWhinney offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly, of Assembly bill (No. 645, Int. No. 611) entitled "An act to detach a portion of the village of Malverne, and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Betts offered for the consideration of the House a resolution, in the words following:

Resolved, That there be printed for the use of the Assembly 1,000 additional copies of Assembly bill (No. 1207, Int. No. 289) entitled "An act to amend the Conservation Law, in relation to hunting and fishing on private land used for agricultural or other purposes."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Adler	Dickstein	Hamill	McGinnies	Seaker
Antin	Di Pirro	Harrington	McKee	Seelbach
Aronson	Dobson	Harris	McLoughlin	Smith C C
Bailey	Doherty	Hausner	McWhinney	Smith J C
Barnes	Donohue	Henderson	Mead	Smith M L
Bartholomew	Downs	Hunter	Merrigan	Smith T K
Baum	Druss	Hutchinson	Miller	Soule
Betts	Duke	Jacobs	Moore T C	Steinberg
Blakely	Ellsworth	Jeffery	Moran	Taylor
Blodgett	Evans	Jenks	Morrissey	Trahan
Bly	Everett	Jesse	Moses	Ullman
Booth	Fenner	Judson	Mullen	VanWagenen
Borkowski	Finch	Kiernan	Neary	Wackerman
Brady	Fox	Kirkland	Nichols	Wallace

Brooks	Franchot	Lattin	O'Connor	Walah
Brundage	Frerichs	Leininger	Pette	Warren
Burchill	Gaffers	Lewis	Porter	Webb
Campbell E C	Gage	Lieberman	Rayher	Wells
Campbell W W	Galgano	Long	Reiburn	Westall
Carroll	Gempler	Lord	Reilly	Wheelock
Caulfield	Giaccone	Lown	Reiss	Whitcomb
Cheney	Gray	MacFarland	Rice	Williams
Clayton	Greenwald	Martin	Richford	Witte
Cole	Hackenburg	Mastick	Rowe	Wright
Cosgrove	Hager	McCleary	Sackett	Yale
Cowee	Halpern	McDonald	Schwab	Zimmerman
Crews				

Mr. Borkowski offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 1237, Int. No. 1112) entitled "An act to amend the Public Service Commissions Law and the Transportation Corporations Law, in relation to gas corporations."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Borkowski moved to amend by substituting therefor the following substitute bill:

(See Appendix No. 5.)

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Borkowski, said bill was ordered reprinted and recommitted to said committee.

The Senate bill (No. 497, Rec. No. 94) entitled "An act to amend the Greater New York charter, in relation to temporary transfer of employees," having been announced for a third reading,

On motion of Mr. Donohue, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 477, Int. No. 467) entitled "An act to amend the Highway Law, in relation to registration and number plates for manufacturers of and dealers in trailers," was read the second time.

On motion of Mr. Betts said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1134, Int. No. 1022) entitled "An act to amend the charter of the village of Lyons, in relation to terms of village officers," was read the second time.

On motion of Mr. Betts, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 937, Int. No. 859) entitled "An act to amend the Village Law, in relation to the regulation of the use of village docks," was read the second time.

On motion of Mr. Bailey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 501, Int. No. 488) entitled "An act to validate, legalize and confirm the proceedings of the commissioner of public works and the common council of the city of Fulton in the matter of improving certain streets in said city at the expense of the city at large, and authorizing the issuance and sale of bonds to pay the cost thereof," was read the second time.

On motion of Mr. Barnes, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 882, Int. No. 824) entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' in relation to creating a municipal commission of harbor and docks and defining its powers and duties," having been announced for a second reading,

On motion of Mr. Barnes, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of second reading.

The bill (No. 566, Int. No. 546) entitled "An act to amend the Greater New York charter, in relation to the period of service of members of the police force of the board of water supply or appointed to the fire department of the city of New York," was read the second time.

On motion of Mr. Baum, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 739, Int. No. 692) entitled "An act to amend the General City Law, in relation to prohibiting cities from increasing during any year the compensation of any of their

employees after the same shall have been fixed by and in the budget for such year," having been announced for a second reading,

On motion of Mr. Donohue, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 740, Int. No. 693) entitled "An act to amend the Greater New York charter, in relation to sheds upon wharf property," was read the second time.

On motion of Mr. Bloch, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1119, Int. No. 79) entitled "An act to amend the Penal Law, in relation to drawing instruments and wills affecting real property, drawing legal papers and doing certain other acts, in cities by persons not admitted, licensed or registered," having been announced for a second reading,

On motion of Mr. Lord, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 904, Int. No. 846) entitled "An act to amend the General Business Law, in relation to registered architects," was read the second time.

On motion of Mr. Bly, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 910, Int. No. 852) entitled "An act to amend the charter of the city of Oneida, in relation to the rate of interest on bonds issued by the city," was read the second time.

On motion of Mr. Brooks, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 633, Int. No. 599) entitled "An act to amend the Highway Law, in relation to auto trucks and trailers," was read the second time.

On motion of Mr. Brundage, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 685, Int. No. 649) entitled "An act to amend the Greater New York charter, in relation to the conduct of physical examinations of claimants against such city," was read the second time.

On motion of Mr. Caulfield, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 940, Int. No. 862) entitled "An act to amend the Penal Law, in relation to abandonment," was read the second time.

On motion of Mr. Crowley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 696, Int. No. 660) entitled "An act to amend the New York City Municipal Court Code, in relation to the districts and number of justices of such court, establishing a new district therein and providing for new justices and employees thereof," having been announced for a second reading,

On motion of Mr. Donohue, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 758, Int. No. 711) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of the Congregation Talmud Thora Beth Avrohom, a religious corporation, in the borough of the Bronx, city of New York," was read the second time.

On motion of Mr. Henderson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1047, Int. No. 960) entitled "An act to amend the County Law, in relation to the compensation of supervisors in Hamilton and Herkimer counties," was read the second time.

On motion of Mr. Hutchinson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 992, Int. No. 907) entitled "An act to amend the charter of the city of Johnstown, in relation to temporary loans for current expenses," was read the second time.

On motion of Mr. Hutchinson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1055, Int. No. 968) entitled "An act to authorize the local assessment of certain Barge canal and terminal lands of the State in the city of North Tonawanda, for the benefit

thereto from the paving of Sweeney street in such city," was read the second time.

On motion of Mr. Jeffery, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 546, Int. No. 526) entitled "An act to amend the Highway Law, in relation to auto trucks and trailers," was read the second time.

On motion of Mr. Lattin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1199, Int. No. 1078) entitled "An act to amend the State Charities Law, in relation to admission to the New York State Woman's Relief Corps Home," was read the second time.

On motion of Mr. Lord, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 890, Int. No. 832) entitled "An act to establish and maintain a water department in and for the city of Norwich," having been announced for a second reading,

On motion of Mr. Lord, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 125, Int. No. 125) entitled "An act to amend the New York City Municipal Court Code, in relation to costs in actions for rent," was read the second time.

On motion of Mr. Lieberman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1087, Int. No. 999) entitled "An act to amend the Code of Civil Procedure, in relation to the compensation of the surrogate's court stenographer of Oneida county," was read the second time.

On motion of Mr. Martin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1128, Int. No. 450) entitled "An act to amend the Highway Law, in relation to appointment of town superintendents of highways in certain counties," was read the second time.

Our motion of Mr. Mastick, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 689, Int. No. 653) entitled "An act to amend the Public Health Law, in relation to the use of radium emanation provided for the State Institute for the Study of Malignant Disease," was read the second time.

On motion of Mr. McGinnies, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1009, Int. No. 924) entitled "An act to amend chapter six hundred and ninety-six of the Laws of eighteen hundred and eighty-seven, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor,' in relation to exempting real estate owned by associations of honorably discharged soldiers, sailors or marines devoted to patriotic and charitable purposes," was read the second time.

On motion of Mr. Pette, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 129, Int. No. 129) entitled "An act to amend the Greater New York charter, in relation to devolving upon the commissioner of plant and structures powers and duties of the president of the borough of Manhattan relating to certain viaducts," was read the second time.

On motion of Mr. Reiburn, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 968, Int. No. 890) entitled "An act authorizing the city of Elmira to issue bonds for paving purposes," was read the second time.

On motion of Mr. Richford, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 765, Int. No. 718) entitled "An act to permit the common council of the city of Oneonta to vote additional compensation to the chamberlain and assessors of such city for the year nineteen hundred and twenty-one," was read the second time.

On motion of Mr. J. C. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 852, Int. No. 799) entitled "An act to authorize the town of Clay, in the county of Onondaga, to purchase land for providing road-building material," was read the second time

On motion of Mr. Soule, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1149, Int. No. 1037) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the jurisdiction of the court of special sessions," was read the second time.

On motion of Mr. Walsh, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1200, Int. No. 1079) entitled "An act to amend the Highway Law, in relation to fees for registration of motor vehicles," was read the second time.

On motion of Mr. Wheelock, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 723, Int. No. 685) entitled "An act to amend the Tonawanda city charter, generally," was read the second time.

On motion of Mr. Zimmerman, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 501, Rec. No. 93) entitled "An act to amend the Highway Law, in relation to the acquisition of certain toll bridges at the expense of the State," was read the second time.

On motion of Mr. Wheelock, said bill was placed on the order of third reading.

The Senate bill (No. 235, Rec. No. 92) entitled "An act in relation to maintenance and repair of an improved highway in the town of Lawrence, Saint Lawrence county, constituting a connecting link between State routes thirty and thirty-two," was read the second time.

On motion of Mr. Ellsworth, said bill was placed on the order of third reading.

The Senate bill (No. 331, Rec. No. 72) entitled "An act to amend the charter of the city of Gloversville, generally," was read the second time.

On motion of Mr. Hutchinson, said bill was placed on the order of third reading.

The Senate bill (No. 587, Rec. No. 80) entitled "An act to

amend the Civil Practice Act, in relation to compensation of trustees," was read the second time.

On motion of Mr. Duke, said bill was placed on the order of third reading.

By unanimous consent, Mr. Rowe called up Assembly bill (No. 838, Int. No. 785) entitled "An act to amend the charter of the city of Buffalo, generally," now on the order of second reading.

Said bill having been announced, Mr. Rowe moved to amend as follows:

Page 14, line 23, strike out "fifteen" and insert in italics "nine".

Line 25, strike out all after "years" and insert a period.

Line 26, strike out italics.

Page 15, line 2, strike out "eight" and insert in italics "five".

Line 3, strike out "eight" and insert in italics "five".

Page 24, line 11, strike out the comma and insert in italics "and".

Line 12, strike out "and corporation counsel".

Line 14, after the first comma insert in italics "corporation counsel".

Page 27, line 11, after "appoint" insert in italics "a corporation counsel;".

Page 89, line 8, strike out all after "provided".

Line 9, strike out "city at large,".

Line 11, strike out the comma.

Strike out line 12.

Line 13, strike out "large,".

Page 90, line 4, strike out "be three".

Line 5, strike out "of the councilmen at large provided" and insert in italics "continue in office".

Line 8, after "act" insert in italics ", and from and after the first day of January nineteen hundred and twenty-two, the councilman continued in office hereunder who is now designated as commissioner of finance and accounts shall exercise the powers and perform the duties only which are prescribed for the comptroller in this act, the councilman continued in office hereunder who is now designated as commissioner of public works shall exercise the powers and perform the duties only which are prescribed for the commissioner of public works in this act and the councilman continued in office hereunder who is now designated as commissioner of public affairs shall exercise the powers and per-

form the duties only which are prescribed for the commissioner of public affairs in this act".

Page 90, line 9, strike out "election prior to the".

Line 10, strike out "as councilmen at large", strike out "their success-" and insert in italics "they shall be succeeded and superseded by the persons who shall be appointed respectively commissioner of public works and commissioner of public affairs in the manner provided in this act, and the person who shall, at such time, be appointed comptroller by the mayor, by and with the advice and consent of the council, to hold office until the first day of January, nineteen hundred and twenty-six when he shall be succeeded and superseded by the comptroller to be elected in the year nineteen hundred and twenty-five as provided in this act."

Strike out lines 11 and 12.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 9, 1921.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of the Senate bill (No. 687, Rec. No. 101) entitled "An act to amend the Civil Service Law, in relation to retiring Civil War veterans and pensioning them," for the purpose of amendment.

By order of the Senate,

ERNEST A. FAY,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 9, 1921.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of the Senate bill (No. 557, Rec. No. 60) entitled "An act to establish school district number seven in the town of Hornellsville, Steuben county,

as a union free school district, and legalizing and validating the actions and proceedings of the board of education of the city of Hornellsville," for the purpose of amendment.

By order of the Senate,
ERNEST A. FAY,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 645, Int. No. 611) entitled "An act to detach a portion of the village of Malverne, and continue it as a part of the town of Hempstead, in the county of Nassau, and to provide for the lien of village taxes thereon," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the bill (No. 884, Int. No. 826) entitled "An act to incorporate The Heckscher Foundation for Children."

Also, the bill (No. 947, Int. No. 869) entitled "An act to amend the Real Property Law, in relation to the filing of maps in Suffolk county."

Also, the bill (No. 1020, Int. No. 935) entitled "An act to amend chapter three hundred and eleven of the Laws of nineteen hundred and twenty, entitled 'An act in relation to the assessment and collection of taxes in Suffolk county, and repealing certain special acts relating to the assessment and collection of taxes in such county,' generally."

Also, the bill (No. 406, Int. No. 402) entitled "An act to amend the Railroad Law, in relation to railroad policemen."

Also, the bill (No. 1109, Int. No. 186) entitled "An act to repeal chapter six of the Laws of nineteen hundred and two, entitled 'An act to provide for the appointment of an assistant district attorney in Saratoga county.'"

Also, the bill (No. 841, Int. No. 788) entitled "An act to amend the Highway Law, in relation to the transfer of used motor vehicles," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill (No. 589, Int. No. 26) entitled "An act to amend the New York City Municipal Court Code, in relation to the district for the commencement of an action for the rental value, use or occupation of real property," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

On motion of Mr. Adler, the House adjourned.

FRIDAY, MARCH 11, 1921

The House met pursuant to adjournment.

Mr. McWhinney in the chair.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Wheelock, the reading of the journal of yesterday was dispensed with, and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend the County Law, in relation to compensation of supervisors in Ontario county" (No. 749, Rec. No. 414), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Tax Law, in relation to reorganizing the State Tax Commission, and defining its powers and duties, and transferring thereto certain powers, duties and jurisdiction of the Comptroller and Secretary of State" (No. 890, Rec. No. 142), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend the County Law, in relation to public health nurses" (No. 847, Rec. No. 143), which was read the first time and referred to the committee on public health.

"An act to amend the Decedent Estate Law and the Personal Property Law, in relation to the investment of trust funds by individual fiduciaries in parts of mortgages, extending to them the same privileges in relation thereto now held by trust companies" (No. 872, Rec. No. 144), which was read the first time and referred to the committee on the judiciary.

Mr. Barnes introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to hear and determine claims against the State heretofore filed for compensation or damages for or on account of the appropriation of or damages to property in connection with the construction of improved canals and canal terminals" (Int. No. 1280), which was read the first time and referred to the committee on claims.

Mr. Booth introduced a bill entitled "An act authorizing the Commissioners of the Land Office to sell and convey certain unappropriated State lands in the city of Utica" (Int. No. 1281), which was read the first time and referred to the committee on ways and means.

Mr. Hager introduced a bill entitled "An act to amend the County Law, in relation to soldiers' memorials" (Int. No. 1282), which was read the first time and referred to the committee on internal affairs.

Mr. Harris introduced a bill entitled "An act to amend the Education Law, relative to libraries and library corporations" (Int. No. 1283), which was read the first time and referred to the committee on public education.

Mr. Judson introduced a bill entitled "An act to amend the Tax Law, in relation to income tax interest" (Int. No. 1284), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Leininger introduced a bill entitled "An act to amend the Civil Service Law, in relation to retiring veterans of the late war with Spain, the Philippine insurrection, the China relief expedition, the recent World War, and exempt volunteer firemen, and granting them pensions" (Int. No. 1285), which was read the first time and referred to the committee on the judiciary.

Mr. McGinnies introduced a bill entitled "An act to amend the Highway Law, in relation to the maintenance of county roads which are designated for improvement under chapter eighteen of the Laws of nineteen hundred and twenty-one" (Int. No. 1286), which was read the first time and referred to the committee on internal affairs.

Mr. O'Connor introduced a bill entitled "An act to amend an act entitled 'An act to provide for discontinuing and closing streets, avenues, roads, highways, alleys, lanes and thoroughfares in cities of more than one million two hundred and fifty thousand inhabitants,' known as chapter one thousand and six of the Laws of eighteen hundred and ninety-five, so as to provide for the acquisition by any such city of the fee title to lands within closed streets, and also to provide that the compensation to be made for damages caused by any such discontinuance and closing and by the acquisition by such city of the fee title to lands within closed streets, shall be ascertained and determined by the Supreme Court without a jury" (Int. No. 1287), which was read the first time and referred to the committee on the judiciary.

Mr. Van Wagenen introduced a bill entitled "An act to provide for establishing a portion of the westerly boundary line of the county of Ulster and being a portion of the easterly boundary line of the county of Sullivan, and making an appropriation therefor" (Int. No. 1288), which was read the first time and referred to the committee on ways and means.

Mr. Williams introduced a bill entitled "An act authorizing the purchase of additional land for the Marcy division of the Utica State Hospital, and making an appropriation therefor" (Int. No. 1289), which was read the first time and referred to the committee on ways and means.

Mr. E. C. Campbell introduced a bill entitled "An act to amend chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission

of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three,' as amended by chapter eight hundred and one of the Laws of nineteen hundred and thirteen, in relation to the abandonment of the improvement of the canal in the city of Albany" (Int. No. 1290), which was read the first time and referred to the committee on canals.

Mr. Everett, from the committee on conservation, to which was referred Assembly bill introduced by Mr. Jeffery (No. 844, Int. No. 791) entitled "An act to amend the Conservation Law, in relation to the manner of taking water fowl," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Everett, Cowee, Hutchinson, Jacobs, Hausner, Brundage, Jeffery, Merri-
gan.

Also, Assembly bill introduced by Mr. Hutchinson (No. 836, Int. No. 783) entitled "An act to amend the Conservation Law, in relation to the taking of muskrats," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Everett, Cowee, Hutchinson, Jacobs, Housner, Brundage, Jeffery, Mer-
rigan.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Everett, from the committee on conservation, to which was referred Assembly bill introduced by Mr. Barnes (No. 324, Int. No. 323) entitled "An act to amend chapter two hundred of the Laws of eighteen hundred and fifty-four, entitled 'An act declaring a part of the West Canada creek, and its branches, a public highway, and regulating the passage of logs and lumber down the same, and for the improvement of said streams,' generally," reported in favor of the passage of the same with the following amendments:

Page 3, line 22, strike out the period following the word "repealed" and insert the following: "and a new section five is hereby added to read as follows: "

Page 3, between lines 22 and 23, insert the following in italics: "§ 5. The use of said streams and the several branches thereof under this act is limited to the period of ten years from the date of the enactment hereof."

Those who voted in the affirmative were: Messrs. Everett, Cowee, Hutchinson, Jacobs, Hausner, Brundage, Jeffery, which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Everett, from the committee on conservation, to which was referred Assembly bill introduced by Mr. Fenner (No. 210, Int. No. 208) entitled "An act to amend the Conservation Law, in relation to the open season for water fowl," reported in favor of the passage of the same with the following amendments:

Page 1, line 11, strike out the brackets surrounding the word "September".

Page 2, line 1, strike out the word "October".

Page 2, line 2, strike out the brackets surrounding the word "September".

Page 2, line 2, strike out the word "October."

Those who voted in the affirmative were: Messrs. Everett, Cowee, Hutchinson, Jacobs, Hausner, Brundage, Jeffery, Merrigan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Martin (No. 1087, Int. No. 999) entitled "An act to amend the Code of Civil Procedure, in relation to the compensation of the surrogate's court stenographer of Oneida county."

Also, the bill introduced by Mr. Bloch (No. 740, Int. No. 693) entitled "An act to amend the Greater New York Charter, in relation to sheds on wharf property."

Also, the bill introduced by Mr. Hutchinson (No. 1047, Int. No. 960) entitled "An act to amend the County Law, in relation to the compensation of supervisors in Herkimer and Hamilton counties."

Also, the bill introduced by Mr. Betts (No. 1134, Int. No. 1022) entitled "An act to amend the charter of the village of Lyons, in relation to terms of village officers."

Also, the bill introduced by Mr. Reiburn (No. 129, Int. No. 129) entitled "An act to amend the Greater New York charter,

in relation to devolving upon the commissioner of plant and structures powers and duties of the president of the borough of Manhattan relating to certain viaducts."

Also, the bill introduced by Mr. Jeffery (No. 1055, Int. No. 968) entitled "An act to authorize the local assessment of certain Barge canal and terminal lands of the State in the city of North Tonawanda, for the benefit thereto from the paving of Sweeney street in such city."

Also, the bill introduced by Mr. Wheelock (No. 1200, Int. No. 1079) entitled "An act to amend the Highway Law, in relation to fees for registration of motor vehicles."

Also, the bill introduced by Mr. Barnes (No. 501, Int. No. 488) entitled "An act to validate, legalize and confirm the proceedings of the commissioner of public works and the common council of the city of Fulton in the matter of improving certain streets in said city at the expense of the city at large, and authorizing the issuance and sale of bonds to pay the cost thereof."

Also, the bill introduced by Mr. Hutchinson (No. 992, Int. No. 907) entitled "An act to amend charter of the city of Johnstown, in relation to temporary loans for current expenses."

Also, the bill introduced by Mr. Lord (No. 1199, Int. No. 1078) entitled "An act to amend the State Charities Law, in relation to admission to New York State Woman's Relief Corps Home."

Also, the bill introduced by Mr. Brundage (No. 633, Int. No. 599) entitled "An act to amend the Highway Law, in relation to auto trucks and trailers."

Also, introduced by Mr. Mastick (No. 1128, Int. No. 450) entitled "An act to amend the Highway Law, in relation to appointment of town superintendents of highways in certain counties."

Also, the bill introduced by Mr. Baum (No. 566, Int. No. 546) entitled "An act to amend the Greater New York charter, in relation to the period of service of members of the police force of the board of water supply or appointed to the fire department of the city of New York."

Also, the bill introduced by Mr. Pette (No. 1009, Int. No. 924) entitled "An act to amend chapter six hundred and ninety-

six of the Laws of eighteen hundred and eighty-seven, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor,' in relation to exempting real estate owned by associations of honorably discharged soldiers, sailors or marines devoted to patriotic and charitable purposes."

Also, the bill introduced by Mr. Lattin (No. 546, Int. No. 526) entitled "An act to amend the Highway Law, in relation to auto-trucks and trailers."

Also, the bill introduced by Mr. Crowley (No. 940, Int. No. 862) entitled "An act to amend the Penal Law, in relation to abandonment."

Also, the bill introduced by Mr. Lieberman (No. 125, Int. No. 125) entitled "An act to amend the New York City Municipal Court Code, in relation to costs in actions for rent."

Also, the bill introduced by Mr. Soule (No. 852, Int. No. 799) entitled "An act to authorize the town of Clay, in the county of Onondaga to purchase land for providing road-building material."

Also, the bill introduced by Mr. J. C. Smith (No. 765, Int. No. 718) entitled "An act to permit the common council of the city of Oneonta to vote additional compensation to the chamberlain and assessors of such city for the year nineteen hundred and twenty-one."

Also, the bill introduced by Mr. McGinnies (No. 689, Int. No. 653) entitled "An act to amend the Public Health Law, in relation to the use of radium emanation provided for the State Institute for the Study of Malignant Disease."

Also, the bill introduced by Mr. Bailey (No. 937, Int. No. 859) entitled "An act to amend the Village Law, in relation to the regulation of the use of village docks."

Also, the bill introduced by Mr. Caulfield (No. 685, Int. No. 649) entitled "An act to amend the Greater New York charter, in relation to the conduct of physical examinations of claimants against such city."

Also, the bill introduced by Mr. Brooks (No. 910, Int. No. 852) entitled "An act to amend the charter of the city of Oneida, in relation to the rate of interest on bonds issued by the city."

Also, the bill introduced by Mr. Henderson (No. 758, Int. No. 711) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of the Congregation Talmud Thora Beth Avrohom, a religious corporation, in the borough of the Bronx, city of New York."

Also, the bill introduced by Mr. Richford (No. 968, Int. No. 890) entitled "An act authorizing the city of Elmira to issue bonds for paving purposes," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Zimmerman (No. 723, Int. No. 685) entitled "An act to amend the Tonawanda city charter, generally," reported the same with the following recommendation:

On page 3, line 27, insert a bracket at end of line.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Betts (No. 477, Int. No. 467) entitled "An act to amend the Highway Law, in relation to registration and number plates for manufacturers of and dealers in trailers," reported the same with the following recommendations:

On page 1, line 8, strike out the word "three" and insert in place thereof the word "four".

On page 1, line 9, strike out the word "four" and insert in place thereof the word "five".

On page 1, line 10, strike out the figure "4" and insert in place thereof the figure "5".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Bly (No. 904, Int. No. 846) entitled "An act to amend the General Business Law, in relation to registered architects," reported the same with the following recommendations:

On page 6, line 24, after "office" insert "of the county clerk".

On page 8, line 7, strike out "or" and insert in place thereof "of".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Walsh (No. 1149, Int. No. 1037) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the jurisdiction of the court of special sessions," reported the same with the following recommendation:

On page 1, line 3, strike out the word "criminal".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

The bill (No. 5060, Int. No. 487) entitled "An act to validate, legalize and confirm the proceedings of the common council and inspectors of election of the city of Fulton, in the matter of the submission of certain propositions at a special taxpayers' election to raise money for the benefit of the fire, police and poor funds of said city, the canvassing of the votes cast at said election, obligations of said city incurred pursuant thereto, and authorizing the issuance and sale of bonds therefor," was read the second time.

On motion of Mr. Barnes, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 883, Int. No. 825) entitled "An act to amend the Stock Corporation Law, in relation to consent of stockholders," having been announced for a second reading,

On motion of Mr. Leininger, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 392, Int. No. 389) entitled "An act to amend the Decedent Estate Law, in relation to descent of real property to surviving husband or wife of intestate under certain conditions," was read the second time.

On motion of Mr. Borkowski, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 928, Int. No. 561) entitled "An act authorizing the Public Service Commission of the First District to permit the operation of the street railway line of the Nassau Electric Railroad Company, in the borough of Brooklyn, commonly known as the Church avenue line, without exchanging transfers with connecting lines, notwithstanding the provisions of any charter, franchise, agreement or statute," having been announced for a second reading,

On motion of Mr. Leininger, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 23, Int. No. 23) entitled "An act to amend the Military Law, in relation to the erection of an armory in the borough of Richmond, city of New York," was read the second time.

On motion of Mr. Cosgrove, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 117, Int. No. 117) entitled "An act to amend the Domestic Relations Law, in relation to the solemnization of marriages and fees therefor," was read the second time.

On motion of Mr. Dickstein, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 230, Int. No. 228) entitled "An act to amend the Election Law, in relation to compensation of election officers in cities of over one million inhabitants," was read the second time.

On motion of Mr. Donohue, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1260, Int. No. 1136) entitled "An act to legalize and validate the acts and proceedings of the village of Tupper Lake, its voters, officers and agents, in relation to the issuance and sale of water bonds of said village in the amount of one hundred thousand dollars; to authorize the issuance and sale of said bonds and to provide for raising annually by tax a sum sufficient to pay the principal and interest of such bonds as they become due," was read the third time.

On motion of Mr. Ellsworth, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1081, Int. No. 993) entitled "An act to amend the Insurance Law, in relation to deposit of securities," was read the second time.

On motion of Mr. Gardner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1100, Int. No. 1012) entitled "An act to amend the Membership Corporations Law, in relation to acquisition of lands by certain agricultural corporations, by condemnation," was read the second time.

On motion of Mr. Hutchinson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 990, Int. No. 905) entitled "An act to amend the Education Law, in relation to qualifications of teachers," having been announced for a second reading,

On motion of Mr. Leininger, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 887, Int. No. 829) entitled "An act to legalize and confirm the official act of notaries public and commissioners of deeds," was read the second time.

On motion of Mr. Lattin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 513, Int. No. 500) entitled "An act to amend the General Corporation Law, the Stock Corporation Law, the Religious Corporations Law, the Joint-stock Association Law and the Executive Law, in relation to the filing and recording in State offices of papers affecting corporations and joint-stock associations," was read the second time.

On motion of Mr. Martin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 891, Int. No. 833) entitled "An act to amend the Decedent Estate Law, in relation to investment of trust funds," was read the second time.

On motion of Mr. Mastick, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1007, Int. No. 922) entitled "An act to amend the Election Law, in relation to the use of school houses or other public buildings as registration and polling places," having been announced for a second reading,

On motion of Mr. Leininger, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 95, Int. No. 95) entitled "An act to authorize the Adjutant-General of the State to issue arms and ammunition to posts of the United Spanish War Veterans, the Veterans of Foreign Wars of the United States and the American Legion," was read the second time.

On motion of Mr. Pette, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1050, Int. No. 963) entitled "An act to further extend the time of Champlain and Sanford Railroad Company, to begin and finish the construction of its railroad," having been announced for a second reading,

On motion of Mr. Porter, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1033, Int. No. 948) entitled "An act to amend chapter six hundred and seventeen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the Round Lake Camp Meeting Association of the Methodist Episcopal Church of the Troy Conference,' in relation to enforcement of ordinances of such association," was read the second time.

On motion of Mr. C. C. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 972, Int. No. 894) entitled "An act to amend chapter one hundred and twenty-two of the Laws of nineteen hundred and nineteen, entitled 'An act to provide a service ribbon and medals of honor for citizens of this State who entered the service of the United States of America in the war with the German empire and its allies as a volunteer or otherwise, and making an appropriation therefor,' in relation to persons entitled to service ribbons and medals of honor," was read the second time.

On motion of Mr. Westall, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1101, Int. No. 1013) entitled "An act to amend chapter one hundred and six of the Laws of nineteen hundred

and six, entitled 'An act creating the office of police justice and assistant police justice, in the village of Port Chester, in the county of Westchester, and to provide for the raising annually an amount sufficient to pay the salaries of said officers,' in relation to the compensation of the police justice," was read the second time.

On motion of Mr. Westall, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1060, Int. No. 973) entitled "An act to amend chapter two hundred and eighty-five of the Laws of nineteen hundred and three, entitled 'An act to organize and establish a police department in the village of Port Chester,' in relation to moneys constituting the police pension fund and the payment of pensions," was read the second time.

On motion of Mr. Westall, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1063, Int. No. 976) entitled "An act to amend chapter eight hundred and eighteen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Port Chester,' in relation to amount to be raised for public health purposes," was read the second time.

On motion of Mr. Westall, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 559, Rec. No. 67) entitled "An act to amend the Education Law, in relation to salaries of teachers and employees in institutions for higher education in certain cities," was read the second time.

On motion of Mr. Harris, said bill was placed on the order of third reading.

The Senate bill (No. 393, Rec. No. 106) entitled "An act to amend the charter of the city of Buffalo, in relation to members of the police and fire departments of said city," was read the second time.

On motion of Mr. Rowe, said bill was placed on the order of third reading.

On motion of Mr. Wheelock, the consideration of the third reading calendar was postponed until Monday next.

Mr. Clayton offered for the consideration of the House a resolution, in the words following:

Resolved, That there be printed for the use of the Assembly 1,000 additional copies of Assembly bill (No. 1208, Int. No. 702) entitled "An act to regulate the exhibition of motion pictures, creating a commission therefor, and making an appropriation therefor."

which was referred to the committee on public printing.

A message from the Governor, by the hand of his Secretary, was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

MARCH 11, 1921

To the Legislature:

There is pressing need for the development of the potential water powers of the State and although the adoption of a settled policy is essential to such development, we have been discussing the subject for many years without making appreciable progress. Economic conditions are more and more emphasizing the need of some practical solution of the problem.

The greatest possibilities of development are in the Niagara and the St. Lawrence; but the situation as to each is complicated by the necessity of international agreements which the Federal government alone can make. Twenty thousand cubic feet per second, all that the existing treaty permits, is now being diverted on the American side of the Niagara above the falls. There are various projects for further development, either by diverting more water above the fall; by increasing the head, as can be done by returning the diverted water to the river below the gorge; by diverting the water from the gorge; or by damming the river below the whirlpool rapids. There are a number of companies claiming rights to develop power from the Niagara under special charters which they have been unable to exercise. The company, which is now diverting all that the treaty permits, is the result of a consolidation authorized by the State in 1918, at the request of the War Department, to secure more efficient development of power from the permitted diversion.

The estimates of possible future development, both of the St. Lawrence and the Niagara, vary according to different plans, but the amount in any case is too great not to be utilized.

The subject is further complicated by the Federal Water Power Act under which the Federal government claims jurisdiction over water power development on streams over which Congress had jurisdiction under its authority to regulate commerce. That

authority applies equally to interior and to boundary streams. The most serious objection to the Federal Act, from the standpoint of the State, is the provision under which the Federal government may take over and operate any project on or after the expiration of the fifty years' license provided for in the act. It could thus take over a project even of the State itself.

Congress has jurisdiction over navigable streams, to regulate and improve navigation, and as an incident to the exercise of that power, it undoubtedly may authorize the development of water power and the licensing thereof. Of course, the Federal government alone can make treaties with respect to boundary streams and it has jurisdiction of them for the purposes of defense, but the State has title to the bed of navigable streams in trust for all the people and there is no distinction in that respect between boundary and interior streams. Subject only to the Federal powers above enumerated, the State has jurisdiction to control the development of water power in State waters. In my view the Federal Water Power Act is an infringement upon the sovereign power of the State which appears to me to be the duty of the Attorney-General to resist, and I am advised that step will be taken as promptly as possible to secure a final adjudication of the question by the United States Supreme Court.

It is unnecessary, however, for the State to delay the adoption of a policy pending such decision, for however the conflict of authority between the State and the Federal government may be resolved; it will still be necessary for the State to adopt a policy which as far as I can see will not be affected by such decision. Indeed, the Federal Act makes it more important than ever that a definite policy be adopted, because an applicant for a permit or license under the Federal Act must present evidence of compliance with the laws of the State, and the act reserves to the State full regulatory powers, including the control of rates, the right to charge rentals for the use of its rights and to expropriate excessive profits.

I am advised that at least a million continuous additional horsepower can be developed from interior streams of the State, provided the maximum development and use be secured. In some cases the State owns the bed of the streams involved. In other cases, title is in riparian owners. Some of those streams are under the jurisdiction of Congress for the regulation and improvement of navigation, others are not.

The international and other complications affecting boundary streams, may delay important developments in the Niagara and St. Lawrence. We should strive to eliminate those complications, but meanwhile the State should not suffer a million potential

horsepower on interior streams to go to waste. A million horsepower means ten million tons of coal, to say nothing of the other direct and indirect benefits from the use of hydro-electric power.

The great question of policy first to be settled is whether the State should itself undertake to develop the available power, or should encourage private enterprise to do it. If the public interest can adequately be safeguarded, there is no doubt but that private development will be more efficient and therefore best for the consumer in the long run.

The Federal Water Power Act appears to be carefully drawn to prevent the exploitation of the public resources for private gain. I believe that a State Act drawn along somewhat similar lines can be made efficacious to secure to all of the people of the State the benefits to be derived from the development of the State's natural resources. Any plan or any policy, which does not assure the maximum development of the potential hydro-electric energy of the State for the benefit of all the people of the State, should be rejected.

Licenses should be subject to the jurisdiction of the Public Service Commission to regulate capital issue, rates and service. All diversion and use of State waters without a license under the Act should be prohibited, except such as are now actually and lawfully made.

It will not be necessary to close the door upon State development in case capital should be unwilling to enter a field in which the public interests are safeguarded as I have indicated.

The general benefit from water power development may be secured in two ways, viz:

1. By taxation.
2. By cheapening the cost of power.

Under any proper system of safeguards, the ultimate consumer will bear whatever taxes are imposed and it does not appear to me to be wise policy for the State to seek to make the proposed development revenue producing beyond reasonable recompense for the use of State lands or property and reasonable charges for the costs of administration. From the standpoint of revenue alone, the State is likely to gain most from a policy which will stimulate its industrial development. Of course I am speaking of development of power for distribution to the public, not of private development for private use.

I, therefore, recommend the passage of a licensing act along the general lines of the Federal Act, with careful provisions to safeguard the public interests as hereinbefore indicated.

In order to assure maximum development, the Act should confer discretion on the Water Power Commission so that licenses

may only be granted for projects which provide for the maximum development of a given stream, water-shed or territory.

Undoubtedly maximum use and economy of hydro-electric power will result only from some common method of transmission by which the widest distribution may be secured, and thus the variable factors both of use and development ameliorated as much as possible. Steam and hydro-electric power must supplement each other and it is undoubtedly true that tremendous economies would result if all power could be converted into electrical energy and by a common transmission system made to serve all users within a given zone. If the potential energy of coal and water could be utilized in common by the most economical generation of each and a common distribution of both, true conservation of energy would result.

That is not an idle dream. Of course, such a project would assume interstate proportions and would doubtless require concurrent action by the States in a given zone and the Federal Government. Such a project involving the North Atlantic Seaboard States, is now being scientifically studied under an authorization by Congress.

I have indicated an ultimate and I believe practical goal. We can only hope to reach it by degrees. Meanwhile, as far as the State of New York is concerned, it appears to me that its first step should be to make possible the development of its own water powers by the adoption of a policy which will make it practicable for private initiative to undertake the task under safeguards which will protect the public interest.

The condemnation law in relation to this subject should be clarified and made more effective, and it is so germane to the subject I suggest that suitable provisions governing the exercise of the power of eminent domain by licensees of the State be incorporated in the Act.

State lands within the forest preserve will be required for approximately one hundred thousand horsepower of the possible development, but not more than is now permitted by section 7 of article 7 of the State Constitution for reservoirs, for water supply and to regulate the flow of streams. Those purposes do not include power development, and I recommend that an amendment of section 7 of article 7 of the State Constitution be submitted so as to include power development among said uses, but retaining the present limitation of three per centum of forest preserve lands as the maximum to be used for all purposes.

A concurrent resolution was adopted by the Legislature last year but it appears to me to be fatally defective in at least one essential particular. The present provision provides for the ap-

portionment of the expense of an improvement on the public or private property and municipalities benefited, to the extent of the benefits received. That provision is not applicable to a power development and yet the resolution adopted is so drawn as to make it apply. I recommend the careful consideration of this subject and the submission of a workable amendment.

(Signed) NATHAN L. MILLER.

The Senate returned the bill (No. 287, Int. No. 285) entitled "An act to amend the Highway Law, in relation to motor vehicles, chauffeurs and operators, and penalties for violations of provisions relating to motor vehicles."

Also, the bill (No. 144, Int. No. 144) entitled "An act to amend the Education Law, in relation to the use of school houses out of school hours by veteran organizations of the military, naval and marine service of the United States."

Also, the bill (No. 1170, Int. No. 845) entitled "An act to amend the Highway Law, in relation to amount of damages to be paid on laying out, altering or discontinuing a highway," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. James K. O'Connor, mayor of the city of Utica, returning Assembly bill (No. 258, Int. No. 256) entitled "An act to amend chapter three hundred and seven of the Laws of nineteen hundred and thirteen, entitled 'An act to extend the boundaries of the city of Utica by annexing thereto a part of the town of New Hartford, and to provide for the government of the territory so annexed,' in relation to the eleventh and thirteenth wards," with a message that aids mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Jas. K. O'Connor, mayor of the city of Utica, returning Assembly bill (No. 428, Int. No. 419) entitled "An act to amend chapter one hundred and sixty-one of the Laws of nineteen hundred and seven, entitled 'An act to create and establish a firemen's relief and pension fund

for the fire department of the city of Utica, and authorizing the granting and payment of pensions and relief therefrom,' in relation to the composition of such fund and to repeal subdivision two of section one and subdivision five of section two of such chapter," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Wm. J. Waillin, mayor of the city of Yonkers, returning Assembly bill (No. 10, Senate Rec. No. 504, Int. No. 10) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to assesment of real property," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Wheelock, the House adjourned.

MONDAY, MARCH 14, 1921

The House met pursuant to adjournment.

Prayer by Rev. Edward R. James, Saugerties.

On motion of Mr. Adler, the reading of the journal of Friday, March 11th, was dispensed with, and the same was approved.

Mr. Speaker presented the Thirty-sixth Annual Report of the School for the Deaf, Malone, N. Y., which was laid upon the table and ordered printed.

(See Document.)

Mr. Speaker presented the notice of contest of Andrew B. Yacenda against Henry Jager declared elected a member of Assembly from the Fourteenth Assembly District of the county of Kings by the board of canvassers of said county, which was referred to the committee on the judiciary.

Mr. Brooks introduced a bill entitled "An act making an appropriation for the construction of a dormitory for boys at the State School of Agriculture at Morrisville" (Int. No. 1291), which was read the first time and referred to the committee on ways and means.

Mr. Carroll introduced a bill entitled "An act to amend the Education Law, in relation to part-time or continuation schools" (Int. No. 1292), which was read the first time and referred to the committee on public education.

Mr. Franchot introduced a bill entitled "An act to enlarge the State Reservation at Niagara, and to establish the New York State memorial riverways and reserves, extending along the Niagara river from Lake Erie to Lake Ontario, with suitable structures thereon, and to create thereby a permanent and fitting memorial of the patriotism and devotion and the great achievements of the soldiers and sailors from this State and the nation, who served in the army and navy of the United States during the World War; also making an appropriation therefor, and providing a charge upon the use of water power developed at Niagara Falls, for the purpose of paying in part or in whole the expenses thereof" (Int. No. 1293), which was read the first time and referred to the committee on ways and means.

Mr. Jager introduced a bill entitled "An act authorizing and directing municipalities to acquire private interests in public utilities and transportation properties; creating a corporate council for public service with authority to operate the property so acquired and provide for payment of just compensation for such properties and provide the means for determining such compensation and for other purposes, constituting chapter seventy-three of the Consolidated Laws" (Int. No. 1294), which was read the first time and referred to the committee on the judiciary.

Mr. Porter introduced a bill entitled "An act making an appropriation for highway improvement purposes in Essex county of the one-half of the unexpended balance of Essex county's share of moneys derived from the second bond issue for State road construction" (Int. No. 1295), which was read the first time and referred to the committee on ways and means.

Mr. T. K. Smith introduced a bill entitled "An act to amend

the General Business Law, in relation to tickets of admission to theatres and places of amusement and contracts evidenced thereby" (Int. No. 1296), which was read the first time and referred to the committee on the judiciary.

Mr. Soule introduced a bill entitled "An act to amend the Conservation Law, in relation to the season for taking frogs" (Int. No. 1297), which was read the first time and referred to the committee on conservation.

Mr. Jeffery introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine claims against the State for damages for or on account of the appropriation of property in connection with the construction of improved canals and canal terminals, and by reason of change of grade of highways on streets caused by changing the bridges and approaches thereto, and to render judgment therefor" (Int. No. 1298), which was read the first time and referred to the committee on claims.

Mr. Porter introduced a bill entitled "An act to amend the Agricultural Law, in relation to New York standard A grade apples" (Int. No. 1299), which was read the first time and referred to the committee on agriculture.

Mr. Jacobs introduced a bill entitled "An act to authorize the State Commissioner of Highways to dispose at public or private sale of certain machinery, tools and equipment which was purchased by the State for the construction of highway number fifty-five hundred and eighty-eight in Greene county" (Int. No. 1300), which was read the first time and referred to the committee on ways and means.

Mr. Miller introduced a bill entitled "An act to amend the General Business Law, in relation to prescribing a standard and regulating the sale of gasoline for power purposes" (Int. No. 1301), which was read the first time and referred to the committee on general laws.

Mr. Judson, by request, introduced a bill entitled "An act to amend the Tax Law, in relation to exemption of property held by certain associations" (Int. No. 1302), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Bloch introduced a bill entitled "An act to incorporate the Jewish Board of Guardians, and to provide for the consolidation of the Jewish Protectory and Aid Society, and other charitable corporations into it" (Int. No. 1303), which was read the first time and referred to the committee on the judiciary.

By unanimous consent, Mr. Cowee introduced a bill entitled "An act to amend the Education Law, in relation to the appointment and fixing of the salary of the librarian of the Supreme Court library at Troy" (Int. No. 1304), which was read the first time and referred to the committee on public education.

Mr. Barnes introduced a bill entitled "An act to amend the Benevolent Orders Law, in relation to the management and government of halls, temples and other buildings of the corporation" (Int. No. 1305), which was read the first time and referred to the committee on general laws.

Also, "An act to amend the Conservation Law, in relation to the regulation of the flow of rivers and streams by reservoirs" (Int. No. 1306), which was read the first time and referred to the committee on conservation.

Mr. T. K. Smith introduced a bill entitled "An act to amend the Education Law, in relation to instruction in the public schools on the subject of fire prevention" (Int. No. 1307), which was read the first time and referred to the committee on public education.

Mr. Wheelock introduced a bill entitled "An act to amend the Highway Law, in relation to licensing of operators of motor vehicles" (Int. No. 1308), which was read the first time and referred to the committee on internal affairs.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. McGinnies (No. 1298, Int. No. 1174) entitled "An act to ratify, confirm and legalize the acts and proceedings had and taken by union free school district number eight of the towns of Hanover and Sheridan, Chautauqua county, New York, and its board of education, officers, agents and voters, in relation to the issuance and sale of school district bonds in the amount of two hundred and sixty-six thousand dollars for the erection of a new high school building therein, and to provide for the issuance, sale and payment of such bonds," retaining its place on the order of third reading, reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Everett, Stitt, Ullman, Smith, T. K., Westall, Moran, Barnes, Bloch, McKee.

which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. Steinberg, from the committee on claims, to which was referred Assembly bill introduced by Mr. Bailey (1133, Int. No. 1021) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Walter L. Stilwell, George B. Gerard and Edna A. Brush against the State for damages alleged to have been sustained while being forced to aid the police of the city of New York in the capture of escaped criminals, and to render judgment therefor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. E. C. Campbell (No. 988, Int. No. 903) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for damages sustained, additional labor, and material furnished and moneys expended, through the fault of the State, in connection with three separate contracts for construction work at Letchworth Village, Thiells, New York," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. E. C. Campbell (No. 1135, Int. No. 1023) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for money expended by it for additional labor and overtime work under a contract for the erection and completion of the poultry building at the State Fair grounds near Syracuse, New York," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. W. W. Campbell (No. 613, Int. No. 585) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the canalized Mohawk river at and near Schenectady, by reason of the alleged negligent construction and maintenance of the Vischer's Ferry dam, the six months' statute of limitations having run against said claim," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. W. W. Campbell (No. 1037, Int. No. 952) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claims of certain persons against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen, and to render judgment therefor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. Chamberlin (No. 378, Int. No. 375) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Henry Hart filed in the Court of Claims of the State of New York," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. Cowee (No. 791, Int. No. 738) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Michael

Fitzgerald against the State for extra work alleged to have been done by him in connection with contract number twenty-two, in connection with construction of new highway bridges and recent new highway bridge over the Erie canal between Cold Spring and Free Bridge on the Seneca river, and to render judgment therefor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. Gaffers (No. 873, Int. No. 820) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the alleged claim of Charles P. Senecal against the State for loss and damage sustained by the destruction of an automobile through the alleged negligent operation of the State bridge spanning the Hudson river at Troy and Watervliet," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. Harrington (No. 917, Int. No. 507) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Ida M. Reed, personally and as administratrix of the estate of Merritt Lewis Reed, deceased, against the State for damages for the death of said deceased, alleged to have occurred as the result of the negligence of a superior or fellow employee, or both, in the employ of the State at Saranac Lake on the thirteenth day of May, nineteen hundred and nineteen, and authorizing such court to render judgment therefor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. Hunter (No. 720, Int. No. 682) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Charles O. Roe of the village of Canisteo, New York, against the State for

damages alleged to have been sustained by him, on or about the twenty-second day of March, nineteen hundred and nineteen, through the alleged negligence of the State, its agents and employees on the State highway known as route fifteen, and to render judgment therefor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. Jeffery (No. 145, Int. No. 145) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Charles Specht, as assignee, and Glenn A. Stockwell, as trustee in bankruptcy of McMahon and Fell, individually and as copartners, for an alleged breach of contract and for extra work performed and material furnished in the Cambria-Lockport county highway, and to render judgment therefor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. Long (No. 1023, Int. No. 938) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Joseph Schauler against the State while engaged in the work of the State in endeavoring to capture a lunatic who had escaped from the Binghamton State Hospital," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. Lord (No. 417, Int. No. 408) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of the firm of Paddleford and King for moneys alleged to be due them for the construction of a concrete bridge upon the county highway number seven hundred and five in the county of Chenango," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. Lord (No. 811, Int. No. 758) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of the county of Chenango for reimbursement of moneys paid by such county for road construction alleged to have been chargeable to the State," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Pette, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. MacFarland (No. 512, Int. No. 499) entitled "An act to confer jurisdiction upon the Court of Claims, to hear, audit and determine the claim of Francis Normandin against the State for personal injuries alleged to have been sustained while performing military service at Glens Falls, New York, on or about the third day of February, nineteen hundred and twenty, and to render judgment therefor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. Mostick (No. 558, Int. No. 538) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of George J. Vail against the State for damages to and loss of use of an automobile stolen by George Stivers and Marcus Bassett, inmates of Sing Sing prison, while such inmates were in the act of escaping from such prison, and to render judgment therefor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. McWhinney (No. 1028, Int. No. 943) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Albert A.

Johnson against the State for unpaid salary for services rendered under contract as director of the State Institute of Applied Agriculture on Long Island, and to render judgment therefor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. Morrissey (No. 384, Int. No. 381) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the claim of Lewis P. Maxim against the State, for damages alleged to have been sustained by him on November first, nineteen hundred and eighteen, and to render judgment therefor," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. Seaker (No. 423, Int. No. 414) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the town of Waddington, Saint Lawrence county, against the State for reimbursement of money, erroneously paid to the county treasurer of said county to pay the amount of drafts of the State Commissioner of Highways, to apply upon a certain highway contract," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. Van Wagenen (No. 667, Int. No. 633) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine a claim by John H. Hasbrouck, Kathryn Leonhard and Walter D. Hasbrouck as trustee of the estate of the late Josiah Hasbrouck, for Emily S. Burnett for damages to the Sleightsburgh ferry on Rondout creek by the construction of State route number three and a bridge in connection therewith," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

Also, Assembly bill introduced by Mr. Witter (No. 1035, Int. No. 950) entitled "An act to authorize, empower and direct the Commissioner of Agriculture to investigate the claim of E. and D. R. Glezen for damages alleged to have been sustained by them in the killing or injury of their sheep by dogs and to determine the amount of such damages," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Steinberg, McWhinney, Mullen, Gempler, Reiss, Moore, J. G., Di Pirro, Giaccone.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Cosgrove (No. 23, Int. No. 23) entitled "An act to amend the Military Law, in relation to the erection of an armory in the borough of Richmond, city of New York."

Also, the bill introduced by Mr. Donohue (No. 230, Int. No. 228) entitled "An act to amend the Election Law, in relation to compensation of election officers in cities of over one million inhabitants."

Also, the bill introduced by Mr. Mastick (No. 891, Int. No. 833) entitled "An act to amend the Decedent Estate Law, in relation to investment of trust funds."

Also, the bill introduced by Mr. Wells (No. 972, Int. No. 894) entitled "An act to amend chapter one hundred and twenty-two of the Laws of nineteen hundred and nineteen, entitled 'An act to provide a service ribbon and medals of honor for citizens of this State who entered the service of the United States of America in the war with the German empire and its allies as a volunteer or otherwise, and making an appropriation therefor,' in relation to persons entitled to service ribbons and medals of honor."

Also, the bill introduced by Mr. Gardner (No. 1081, Int. No. 993) entitled "An act to amend the Insurance Law, in relation to deposit of securities."

Also, the bill introduced by Mr. Westall (No. 1101, Int. No. 1013) entitled "An act to amend chapter one hundred and six of the Laws of nineteen hundred and six, entitled 'An act creating the office of police justice and assistant police justice, in the village of Port Chester, in the county of Westchester, and to provide for the raising annually an amount sufficient to pay the salaries of said officers,' in relation to the compensation of the police justice."

Also, the bill introduced by Mr. C. C. Smith (No. 1033, Int. No. 948) entitled "An act to amend chapter six hundred and seventeen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the Round Lake Camp Meeting Association of the Methodist Episcopal Church of the Troy Conference,' in relation to enforcement of ordinances of such association."

Also, the bill introduced by Mr. Westall (No. 1063, Int. No. 976) entitled "An act to amend chapter eight hundred and eighteen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Port Chester,' in relation to amount to be raised for public health purposes."

Also, the bill introduced by Mr. Borkowski (No. 392, Int. No. 389) entitled "An act to amend the Decedent Estate Law, in relation to descent of real property to surviving husband or wife of intestate under certain conditions."

Also, the bill introduced by Mr. Dickstein (No. 117, Int. No. 117) entitled "An act to amend the Domestic Relations Law, in relation to the solemnization of marriages and fees therefor."

Also, the bill introduced by Mr. Barnes (No. 500, Int. No. 487) entitled "An act to validate, legalize and confirm the proceedings of the common council and inspectors of election of the city of Fulton, in the matter of the submission of certain propositions at a special taxpayers' election to raise money for the benefit of the fire, police and poor funds of said city, the canvassing of the votes cast at said election, obligations of said city incurred pursuant thereto, and authorizing the issuance and sale of bonds therefor."

Also, the bill introduced by Mr. Ellsworth (No. 1260, Int. No. 1136) entitled "An act to legalize and validate the acts and proceedings of the village of Tupper Lake, its voters, officers and

agents, in relation to the issuance and sale of water bonds of said village in the amount of one hundred thousand dollars; to authorize the issuance and sale of said bonds and to provide for raising annually by tax a sum sufficient to pay the principal and interest of such bonds as they become due."

Also, the bill introduced by Mr. Lattin (No. 887, Int. No. 829) entitled "An act to legalize and confirm the official act of notaries public and commissioners of deeds."

Also, the bill introduced by Mr. Pette (No. 95, Int. No. 95) entitled "An act to authorize the Adjutant-General of the State to issue arms and ammunition to posts of the United Spanish War Veterans, the Veterans of Foreign Wars of the United States and the American Legion," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Martin (No. 513, Int. No. 500) entitled "An act to amend the General Corporation Law, the Stock Corporation Law, the Religious Corporations Law, the Joint-stock Association Law and the Executive Law, in relation to the filing and recording in State offices of papers affecting corporations and joint-stock associations," reported the same with the following recommendation:

On page 9, line 19, insert after "twenty-six" the words "of chapter twenty-three".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Westall (No. 1060, Int. No. 973) entitled "An act to amend chapter two hundred and eighty-five of the Laws of nineteen hundred and three, entitled 'An act to organize and establish a police department in the village of Port Chester,' in relation to moneys constituting the police pension fund and the payment of pensions," reported the same with the following recommendations:

On page 1, line 4, strike out the word "supplemented" and insert in place thereof the word "added".

On page 1, line 5, strike out last two words.

On page 1, line 6, strike out entire line.

On page 1, line 7, strike out "teen hundred and fourteen", also strike out "further supplemented" and insert in place thereof the word "amended".

On page 2, line 9, strike out the comma after "inhabitants".

On page 2, line 13, strike out "as supplemented by said" and insert in place thereof "such section being added by".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Hutchinson (No. 1100, Int. No. 1012) entitled "An act to amend the Membership Corporations Law, in relation to acquisition of lands by certain agricultural corporations, by condemnation," reported the same with the following recommendations:

On page 1, line 9, after "is" insert "to be".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Penal Law, in relation to abandonment." (No. 940, Int. No. 862.)

"An act to amend the Village Law, in relation to the regulation of the use of village docks." (No. 937, Int. No. 859.)

"An act to amend the charter of the village of Lyons, in relation to terms of village offices." (No. 1134, Int. No. 1022.)

"An act to authorize the board of education of union free school district number nine of the town of Hempstead, and the village of Freeport, or either of them, to acquire all or any part of the old cemetery known as the Freeport cemetery in the village of Freeport, adjoining property of the First Presbyterian church and the property of such district now used for high school purposes, for school purposes or for the establishment of a public park or for village purposes or for any or all of such purposes, and to provide for the removal of remains in such cemetery and the reinterment thereof." (No. 1363, Int. No. 610.)

"An act to amend the Greater New York charter, in relation to sheds upon wharf property." (No. 740, Int. No. 693.)

"An act to amend the State Charities Law, in relation to admission to the New York State Woman's Relief Corps Home." (No. 1199, Int. No. 1078.)

"An act to amend chapter six hundred and ninety-six of the Laws of eighteen hundred and eighty-seven, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor,' in relation to exempting real estate owned by associations of honorably discharged soldiers, sailors or marines devoted to patriotic and charitable purposes." (No. 1009, Int. No. 924.)

"An act to amend the Highway Law, in relation to appointment of town superintendents of highways in certain counties." (No. 1128, Int. No. 450.)

"An act to amend the Highway Law, in relation to auto-trucks and trailers." (No. 546, Int. No. 526.)

"An act to amend the County Law, in relation to the compensation of supervisors in Hamilton and Herkimer counties." (No. 1047, Int. No. 960.)

"An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the filing of affidavits in certain cases." (No. 1364, Int. No. 311.)

"An act to amend the Insurance Law, in relation to taxation of foreign corporations and foreign insurers." (No. 1365, Int. No. 493.)

"An act to permit the common council of the city of Oneonta to vote additional compensation to the chamberlain and assessors of such city for the year nineteen hundred and twenty-one." (No. 765, Int. No. 718.)

"An act to amend the Greater New York charter, in relation to the period of service of members of the police force of the board of water supply or appointed to the fire department of the city of New York." (No. 566, Int. No. 546.)

"An act to validate, legalize and confirm the proceedings of the commissioner of public works and the common council of the city of Fulton in the matter of improving certain streets in said city at the expense of the city at large, and authorizing the issuance and sale of bonds to pay the cost thereof." (No. 501, Int. No. 488.)

"An act to amend the Greater New York charter, in relation to devolving upon the commissioner of plant and structures powers and duties of the president of the borough of Manhattan relating to certain viaducts." (No. 129, Int. No. 129.)

"An act to amend the Highway Law, in relation to fees for registration of motor vehicles." (No. 1200, Int. No. 1079.)

"An act to amend chapter one hundred and seventy-six of the Laws of nineteen hundred and five, entitled 'An act relating to the paving and grading of streets and highways in the city of Mount Vernon, and authorizing such city to raise money therefor by the issue of bonds.'" (No. 1349, Int. No. 767.)

"An act to authorize the local assessment of certain Barge canal and terminal lands of the State in the city of North Tonawanda, for the benefit thereto from the paving of Sweeney street in such city." (No. 1055, Int. No. 968.)

"An act to amend the charter of the city of Oneida, in relation to the rate of interest on bonds issued by the city." (No. 910, Int. No. 852.)

"An act to amend the charter of the city of Johnstown, in relation to temporary loans for current expenses." (No. 992, Int. No. 907.)

"An act to authorize the town of Clay, in the county of Onondaga, to purchase land for providing road-building material." (No. 852, Int. No. 799.)

"An act to amend the Agricultural Law, in relation to cattle." (No. 1350, Int. No. 644.)

"An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of the Congregation Talmud Thora Beth Avrohom, a religious corporation, in the borough of the Bronx, city of New York." (No. 758, Int. No. 711.)

"An act authorizing the city of Elmira to issue bonds for paving purposes." (No. 968, Int. No. 890.)

"An act to amend the New York City Municipal Court Code, in relation to costs in actions for rent." (No. 125, Int. No. 125.)

"An act to amend the Greater New York charter, in relation to the conduct of physical examinations of claimants against such city." (No. 680, Int. No. 649.)

"An act to amend the Highway Law, in relation to auto trucks and trailers." (No. 633, Int. No. 599.)

"An act to amend the Public Health Law, in relation to the use of radium emanation provided for the State Institute for the Study of Malignant Disease." (No. 689, Int. No. 653.)

"An act to authorize the Adjutant-General of the State to issue arms and ammunition to posts of the United Spanish War Veterans, the Veterans of Foreign Wars of the United States and the American Legion." (No. 95, Int. No. 95.)

"An act to amend chapter one hundred and six of the Laws of nineteen hundred and six, entitled 'An act creating the office of police justice and assistant police justice, in the village of Port Chester, in the county of Westchester, and to provide for the raising annually an amount sufficient to pay the salaries of said officers,' in relation to the compensation of the police justice." (No. 1101, Int. No. 1013.)

"An act to amend the Military Law, in relation to the erection of an armory in the borough of Richmond, city of New York." (No. 23, Int. No. 23.)

"An act to amend the Decedent Estate Law, in relation to descent of real property to surviving husband or wife of intestate under certain conditions." (No. 392, Int. No. 389.)

"An act to amend chapter one hundred and twenty-two of the Laws of nineteen hundred and nineteen, entitled 'An act to provide a service ribbon and medals of honor for citizens of this State who entered the service of the United States of America in the war with the German empire and its allies as a volunteer or otherwise, and making an appropriation therefor,' in relation to persons entitled to service ribbons and medals of honor." (No. 972, Int. No. 904.)

"An act to validate, legalize and confirm the proceedings of the common council and inspectors of election of the city of Fulton, in the matter of the submission of certain propositions at a special taxpayers' election to raise money for the benefit of the fire, police and poor funds of said city, the canvassing of the votes

cast at said election, obligations of said city incurred pursuant thereto, and authorizing the issuance and sale of bonds therefor." (No. 500, Int. No. 481.)

"An act to legalize and confirm the official act of notaries public and commissioners of deeds." (No. 887, Int. No. 829.)

"An act to amend the Decedent Estate Law, in relation to investment of trust funds." (No. —, Int. No. —.)

"An act to amend the Code of Civil Procedure, in relation to the compensation of the surrogate's court stenographer of Oneida county." (No. 1087, Int. No. 999.)

"An act to legalize and validate the acts and proceedings of the village of Tupper Lake, its voters, officers and agents, in relation to the issuance and sale of water bonds of said village in the amount of one hundred thousand dollars; to authorize the issuance and sale of said bonds and to provide for raising annually by tax a sum sufficient to pay the principal and interest of such bonds as they become due." (No. 1260, Int. No. 1136.)

"An act to amend chapter eight hundred and eighteen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Port Chester,' in relation to amount to be raised for public health purposes." (No. 1063, Int. No. 976.)

"An act to amend the Election Law, in relation to compensation of election officers in cities of over one million inhabitants." (No. 230, Int. No. 228.)

"An act to amend chapter six hundred and seventeen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the Round Lake Camp Meeting Association of the Methodist Episcopal Church of the Troy Conference,' in relation to enforcement of ordinances of such association." (No. 1033, Int. No. 948.)

"An act to amend the Insurance Law, in relation to deposit of securities." (No. 1081, Int. No. 993.)

"An act to ratify, confirm and legalize the acts and proceedings had and taken by union free school district number eight of the towns of Hanover and Sheridan, Chautauqua county, New York, and its board of education, officers, agents and voters, in relation to the issuance and sale of school district bonds in the amount of two hundred and sixty-six thousand dollars for the erection

of a new high school building therein, and to provide for the issuance, sale and payment of such bonds." (No. 1298, Int. No. 1174.)

Mr. McGinnies, from the committee on ways and means, reported by bill entitled "An act making appropriation for the support of government" (Int. No. 1309), which was read the first time, and said committee reported in favor of the passage of said bill without amendment.

Those who voted in the affirmative were: Messrs. McGinnies, Seaker, Lord, Fenner, Yale, Hutchinson, Moore, T. C., Mullen, Hamill, Leininger.

which report was agreed to, and said bill ordered placed on special order second reading.

Mr. C. C. Smith, from the committee on charitable and religious societies, presented the following resolutions adopted by said committee, and asked that the same be spread upon the journal:

Whereas, The committee on charitable and religious societies of the Assembly has learned with deep regret of the death of its beloved chairman, the Hon. Gordon H. Peck of Rockland county, who by his conscientious devotion to the work of this committee has endeared himself to all who came in contact with him.

Whereas, The committee feels it has suffered in the taking from it of its chairman an irreparable loss.

Be it Resolved, That this resolution be spread upon the minutes of this committee, and that this committee render a report of its action thereon to the Assembly with a request that the Clerk thereof transmit a copy of this resolution to the family of the deceased.

CLARENCE C. SMITH,
GRISWOLD WEBB,
STEWART MACFARLAND,
C. J. WILLIAMS,
NICHOLAS M. PETTE,
CHARLES SOLOMON,
ANSLEY B. BORKOWSKI,
THOS. F. BURCHILL,
JOHN J. McLOUGHLIN,
THOMAS J. McDONALD,
M. A. TRAHAN,
W. F. CLAYTON.

which request was agreed to.

Mr. Adler offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the Legislature adjourn sine die on Friday, April 15th, at twelve o'clock noon.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

By unanimous consent, Mr. Adler called up Assembly bill (No. 1418, Int. No. 731) entitled "An act to amend the Public Service Commissions Law, in relation to creating the public service commission and the transit commission, defining the jurisdiction, powers and duties of such commissions, and abolishing the Public Service Commission of the First District, the Public Service Commission of the Second District and the office of Transit Construction Commissioner," now on the order of second reading.

Said bill having been announced, Mr. Adler moved to amend as follows:

Page 6, line 20, put "public service" in italics.

Page 54, line 17, after "and" insert "of".

Page 63, line 24, after "commission" insert a comma.

Page 63, line 25, after "commission" insert comma.

Page 75, line 20, strike out bracket and insert bracket before the word "the".

Page 96, line 17, after the word "commission" insert the word "or".

Page 98, line 13, after the word "division" insert "having been".

Page 107, line 26, strike out final period and insert in place thereof a semicolon.

Page 108, line 13, strike out the word "three" and insert in place thereof the word "four".

Page 108, line 23, strike out "stablized" and insert in place thereof "stabilized".

Page 109, line 22, strike out the word "and" and insert in place thereof "or".

Page 113, line 14, after the word "district" insert comma.

Page 114, line 1, after the word "act" insert comma.

Page 114, line 2, after the word "mission" insert comma, and after the word "plan" insert comma.

Page 114, line 3, after the word "authority" insert comma.

Page 115, line 13, strike out "s" from the word "modifications".

Page 115, line 22, strike out the word "existing".

Page 117, line 2, after the word "chapter" insert "as thus renumbered by chapter six hundred and seventy-three of the Laws of nineteen hundred and ten."

Page 123, line 10, strike out the word "commissioners" and insert in place thereof the word "commission".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to its place in the order of second reading.

The bill (No. 844, Int. No. 791) entitled "An act to amend the Conservation Law, in relation to the manner of taking water fowl," was read the second time.

On motion of Mr. Jeffery, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 836, Int. No. 783) entitled "An act to amend the Conservation Law, in relation to the taking of muskrats," was read the second time.

On motion of Mr. Hutchinson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 696, Int. No. 660) entitled "An act to amend the New York City Municipal Court Code, in relation to the districts and number of justices of such court, establishing a new district therein and providing for new justices and employees thereof," having been announced for a second reading,

On motion of Mr. Hawkins, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 739, Int. No. 692) entitled "An act to amend the General City Law, in relation to prohibiting cities from increasing during any year the compensation of any of their employees after the same shall have been fixed by and in the budget for such year," was read the second time.

On motion of Mr. Blakely, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 883, Int. No. 825) entitled "An act to amend the Stock Corporation Law, in relation to consent of stockholders," was read the second time.

On motion of Mr. Barnes, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 928, Int. No. 561) entitled "An act authorizing the Public Service Commission of the First District to permit the operation of the street railway line of the Nassau Electric Railroad Company, in the borough of Brooklyn, commonly known as the Church avenue line, without exchanging transfers with connecting lines, notwithstanding the provisions of any charter, franchise, agreement or statute," was read the second time.

On motion of Mr. Clayton, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 990, Int. No. 905) entitled "An act to amend the Education Law, in relation to qualifications of teachers," was read the second time.

On motion of Mr. Halpern, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1007, Int. No. 922) entitled "An act to amend the Election Law, in relation to the use of schoolhouses or other public buildings as registration and polling places," was read the second time.

On motion of Mr. T. C. Moore, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1050, Int. No. 963) entitled "An act to further extend the time of Champlain and Sanford Railroad Company to begin and finish the construction of its railroad," was read the second time.

On motion of Mr. Porter, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 266, Assembly Reprint No. 1366, Rec No. 84) entitled "An act authorizing the board of trustees of the village of Bath, Steuben county, to use certain moneys, the proceeds of the sale of village hall bonds, for the payment of bonds of the village, and providing for the levy and collection of taxes for the payment of the balance of such bonds and to reimburse such village hall fund," was read the second time.

On motion of Mr. Cole, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1367, Int. No. 385) entitled "An act to amend the Greater New York charter, in relation to the method of paying for paving of streets," was read the second time.

On motion of Mr. Schwab, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1368, Int. No. 760) entitled "An act to provide for extending the boundaries of the city of Utica by annexing thereto a part of the town of New Hartford, by vote of the electors of the territory proposed to be annexed, and to provide for the government of the annexed territory, for the payment of school and sewer district bonded indebtedness and the disposal of sewage," was read the second time.

On motion of Mr. Martin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1369, Int. No. 160) entitled "An act to repeal section twenty-two of the Public Health Law, relating to the Lake George health district," was read the second time.

On motion of Mr. MacFarland, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1370, Int. No. 17) entitled "An act to amend the General Municipal Law, in relation to the payment to legal guardians of awards made by child welfare boards," was read the second time.

On motion of Mr. Burchill, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1371, Int. No. 806) entitled "An act to amend the charter of the city of Oneonta, generally," was read the second time.

On motion of Mr. J. C. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The (No. 1372, Int. No. 204) entitled "An act to authorize the board of estimate and apportionment of the city of New York to construct a tunnel for freight and passenger purposes under New York bay, between the boroughs of Richmond and Brooklyn, by improving and increasing the terminal facilities of the city of New York to maintain the supremacy of the port of New York," having been announced for a second reading.

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1373, Int. No. 908) entitled "An act to amend the General Municipal Law, in relation to payments to injured or representatives of deceased volunteer firemen," was read the second time.

On motion of Mr. Jacobs, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1374, Int. No. 314) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to copies of stenographic minutes of proceedings," was read the second time.

On motion of Mr. Pette, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1375, Int. No. 667) entitled "An act to amend the Code of Criminal Procedure, in relation to the right of defendant, on acquittal, to compensation," was read the second time.

On motion of Mr. Hackenburg, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1376, Int. No. 636) entitled "An act in relation to the district attorney and employees in the district attorney's office in the county of Queens," was read the second time.

On motion of Mr. Pette, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1377, Int. No. 705) entitled "An act to amend chapter five hundred and fifty of the Laws of nineteen hundred and two, entitled 'An act to relieve the law department of the city of New York from paying fees to city, county or other officers,' in relation to executions by sheriffs," was read the second time.

On motion of Mr. Donohue, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 932, Int. No. 557) entitled "An act to amend the Conservation Law, in relation to pickerel," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill

was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 881, Int. No. 516) entitled "An act to amend the Civil Practice Act, generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McDonald	Seaker
Antin	Crowley	Harris	McGinnies	Seelbach
Aranson	Dickstein	Hausner	McKee	Slacer
Bailey	Di Pirro	Hawkins	McLoughlin	Smith C C
Barnes	Dobson	Henderson	McWhinney	Smith J C
Bartholomew	Doherty	Hunter	Merrigan	Smith M L
Baum	Donohue	Hutchinson	Miller	Smith T K
Beasley	Downs	Jacobs	Moore J G	Solomon
Betts	Druss	Jager	Moore T C	Soule
Bloch	Duke	Jeffery	Moran	Stitt
Blodgett	Ellsworth	Jesse	Morrissey	Taylor
Bly	Evans	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Franchot	Leininger	Orr	Walsh
Burchill	Frerichs	Lewis	Pette	Warren
Campbell E O	Gaffers	Lieberman	Porter	Webb
Campbell W W	Gage	Long	Rayher	Wells
Carroll	Galgano	Lord	Reiburn	Westall
Caulfield	Gardner	Lyman	Reilly	Wheelock
Chamberlin	Gempler	MacFarland	Reiss	Whitcomb
Cheney	Giaccone	Martin	Rice	Williams
Clayton	Gray	Mastick	Richford	Witter
Cole	Greenwald	McArdle	Sackett	Wright
Cosgrove	Hackenburg	McCleary	Schwab	Yale
Cowee	Hager			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 497, Rec. No. 94) entitled "An act to amend the Greater New York charter, in relation to temporary transfer of employees," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McDonald	Seaker
Antin	Crowley	Harris	McGinnies	Seelbach
Aronson	Dickstein	Hausner	McKee	Slacer
Bailey	Di Pirro	Hawkins	McLoughlin	Smith C C
Barnes	Dobson	Henderson	McWhinney	Smith J C
Bartholomew	Doherty	Hunter	Merrigan	Smith M L
Baum	Donohue	Hutchinson	Miller	Smith T K
Beasley	Downs	Jacobs	Moore J G	Solomon
Betts	Druss	Jager	Moore T C	Soule
Bloch	Duke	Jeffery	Moran	Stitt
Elodgett	Ellsworth	Jesse	Morrissey	Taylor
Bly	Evans	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Franchot	Leininger	Orr	Walsh
Burchill	Frerichs	Lewis	Pette	Warren
Campbell E C	Gaffers	Lieberman	Porter	Webb
Campbell W W	Gage	Long	Rayher	Wells
Carroll	Galgano	Lord	Reiburn	Westall
Caulfield	Gardner	Lyman	Reilly	Wheelock
Chamberlin	Gempler	MacFarland	Reiss	Whitcomb
Cheney	Giaccone	Martin	Rice	Williams
Clayton	Gray	Mastick	Richford	Witter
Cole	Greenwald	McArdle	Sackett	Wright
Cosgrove	Hackenburger	McCleary	Schwab	Yale
Cowee	Hager			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1112, Int. No. 229) entitled "An act to amend the Town Law, in relation to the deposits of moneys by the supervisors of towns," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McDonald	Seaker
Antin	Crowley	Harris	McGinnies	Seelbach
Aronson	Dickstein	Hausner	McKee	Slacer
Bailey	Di Pirro	Hawkins	McLoughlin	Smith C C
Barnes	Dobson	Henderson	McWhinney	Smith J C
Bartholomew	Doherty	Hunter	Merrigan	Smith M L
Baum	Donohue	Hutchinson	Miller	Smith T K
Beasley	Downs	Jacobs	Moore J G	Solomon
Betts	Druss	Jager	Moore T C	Soule
Bloch	Duke	Jeffery	Moran	Stitt
Blodgett	Ellsworth	Jesse	Morrissey	Taylor
Bly	Evans	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Franchot	Leininger	Orr	Walsh
Burchill	Frerichs	Lewis	Pette	Warren
Campbell E C	Gaffers	Lieberman	Porter	Webb
Campbell W W	Gage	Long	Rayher	Wells
Carroll	Galgano	Lord	Reiburn	Westall
Caulfield	Gardner	Lyman	Reilly	Wheelock
Chamberlin	Gempler	MacFarland	Reiss	Whitcomb
Cheney	Giaccone	Martin	Rice	Williams
Clayton	Gray	Mastick	Richford	Witter
Cole	Greenwald	McArdle	Sackett	Wright
Cosgrove	Hackenburg	McCleary	Schwab	Yale
Cowee	Hager			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1113, Int. No. 603) entitled "An act to amend the Code of Criminal Procedure, in relation to bail," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 93

NOES 31

Those who voted in the affirmative were:

Adler	Crews	Gray	McGinnies	Seaker
Bailey	Crowley	Greenwald	McWhinney	Seelbach
Barnes	Di Pirro	Hager	Miller	Smith C C
Bartholomew	Doherty	Harris	Moore J G	Smith J C
Betts	Downs	Hausner	Moore T C	Smith M L

Blodgett	Druss	Hawkins	Moran	Smith T K
Bly	Duke	Henderson	Morrissey	Soule
Booth	Ellsworth	Hunter	Moses	Stitt
Borkowski	Evans	Hutchinson	Mullen	VanWagenen
Brady	Fenner	Jacobs	Neary	Wallace
Brooks	Finch	Jeffery	Nichols	Warren
Brundage	Fox	Jesse	Pette	Webb
Campbell E C	Franchot	Judson	Porter	Wells
Campbell W W	Frerichs	Lewis	Rayher	Wheelock
Caulfield	Gaffers	Lieberman	Reiss	Whitcomb
Chamberlin	Gage	Long	Rice	Williams
Clayton	Gardner	Martin	Richford	Witter
Cole	Gempler	Mastick	Sackett	Wright
Cowee	Giaccone	McCleary		

Those who voted in the negative were:

Antin	Donohue	Kelly	Merrigan	Solomon
Baum	Flynn	Kiernan	O'Connor	Taylor
Bloch	Galgano	Leininger	Orr	Ullman
Burchill	Hackenburg	McArdle	Reiburn	Wackerman
Carroll	Hamill	McDonald	Reilly	Walsh
Coogrove	Jager	McLoughlin	Schwab	Westall
Dickstein				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1114, Int. No. 431) entitled "An act to amend the Real Property Law, in relation to creating mutual estates of husband or wife, in the property of the other, as substitutes for dower and curtesy," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 1115, Int. No. 52) entitled "An act to amend the Penal Law, in relation to the prohibition of the use on vehicles of the device of arms of the State and other representations," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McDonald	Seaker
Antin	Crowley	Harris	McGinnies	Seelbach
Aronson	Dickstein	Hausner	McKee	Slacer

Bailey	Di Pirro	Hawkins	McLoughlin	Smith C C
Barnes	Dobson	Henderson	McWhinney	Smith J C
Bartholomew	Doherty	Hunter	Merrigan	Smith M L
Baum	Donohue	Hutchinson	Miller	Smith T K
Beasley	Downs	Jacobs	Moore J G	Solomon
Betts	Druss	Jager	Moore T C	Soule
Bloch	Duke	Jeffery	Moran	Stitt
Blodgett	Ellsworth	Jesse	Morrissey	Taylor
Bly	Evans	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Franchot	Leininger	Orr	Walsh
Burnhill	Frerichs	Lewis	Pette	Warren
Campbell E C	Gaffers	Lieberman	Porter	Webb
Campbell W W	Gage	Long	Rayher	Wells
Carroll	Galvano	Lord	Reihurn	Westall
Caulfield	Gardner	Lyman	Reilly	Wheelock
Chamberlin	Gempler	MacFarland	Reiss	Whitcomb
Cheney	Giaccone	Martin	Rice	Williams
Clayton	Gray	Mastick	Richford	Witter
Cole	Greenwald	McArdle	Sackett	Wright
Cosgrove	Hackenburg	McCleary	Schwab	Yale
Cowee	Hager			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1117, Int. No. 76) entitled "An act to amend the Town Law, in relation to street lighting," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1173, Int. No. 88) entitled "An act to amend the Penal Law, in relation to the listing and advertising of stock of oil and mining corporations," having been announced for a third reading,

On motion of Mr. Henderson, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 981, Int. No. 108) entitled "An act to amend the Civil Rights Law, in relation to the recovery of damages suffered by reason of selling or giving away intoxicating liquor," having been announced for a third reading,

On motion of Mr. Gage, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1176, Int. No. 106) entitled "An act to amend the Code of Criminal Procedure, in relation to the enforcement of laws relating to intoxicating liquor," having been announced for a third reading,

On motion of Mr. Gage, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1111, Int. No. 732) entitled "An act authorizing designated authorities in behalf of the State of New York to enter into an agreement or compact with designated authorities of the State of New Jersey for the creation of the 'Port of New York District,' the establishment of 'The Port of New York Authority,' and the defining of the powers and duties of such authority," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 170, Int. No. 170) entitled "An act to amend the Penal Law, in relation to negligent operation of motor vehicles," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McDonald	Seaker
Antin	Crowley	Harris	McGinnies	Seelbach
Aronson	Dickstein	Hausner	McKee	Slacer
Bailey	Di Pirro	Hawkins	McLoughlin	Smith C C
Barnes	Dobson	Henderson	Merrigan	Smith J C
Bartholomew	Doherty	Hunter	McWhinney	Smith M L
Baum	Donohue	Hutchinson	Miller	Smith T K
Beasley	Downs	Jacobs	Moore J G	Solomon
Betts	Druss	Jager	Moore T C	Soule
Bloch	Duke	Jeffery	Moran	Stitt
Blodgett	Ellsworth	Jesse	Morrissey	Taylor
Bly	Evans	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman

Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Flvnn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Franchot	Leininger	Orr	Walsh
Burchill	Frerichs	Lewis	Pette	Warren
Campbell E C	Gaffers	Lieberman	Porter	Webb
Campbell W W	Gage	Long	Rayher	Wells
Carroll	Galgano	Lord	Reiburn	Westall
Caulfield	Gardner	Lyman	Reilly	Wheelock
Chamberlin	Gempler	MacFarland	Reiss	Whitcomb
Cheney	Giaccone	Martin	Rice	Williams
Clayton	Gray	Mastick	Richford	Witter
Cole	Greenwald	McArdle	Sackett	Wright
Cosgrove	Hackenburg	McCleary	Schwab	Yale
Cowee	Hager			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Judson offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on taxation and retrenchment be discharged from the further consideration of Senate bill (No. 890, Rec. No. 142) entitled "An act to amend the Tax Law, in relation to reorganizing the State Tax Commission and defining its powers and duties and transferring thereto certain powers, duties and jurisdiction of the Comptroller and Secretary of State."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Judson, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Judson, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McDonald	Seaker
Antin	Crowley	Harris	McGinnies	Seelbach
Aronson	Dickstein	Hausner	McKee	Slacer
Bailey	Di Pirro	Hawkins	McLoughlin	Smith C C

Barnes	Dobson	Henderson	McWhinney	Smith J C
Bartholomew	Doherty	Hunter	Merrigan	Smith M L
Baum	Donohue	Hutchinson	Miller	Smith T K
Beasley	Downs	Jacobs	Moore J G	Solomon
Betta	Druss	Jager	Moore T C	Soule
Bloch	Duke	Jeffery	Moran	Stitt
Blodgett	Ellsworth	Jesse	Morrissey	Taylor
Bly	Evans	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Franchot	Leininger	Orr	Walsh
Burchill	Frerichs	Lewis	Pette	Warren
Campbell E C	Gaffers	Lieberman	Porter	Webb
Campbell W W	Gage	Long	Rayher	Wells
Carrell	Galgano	Lord	Reiburn	Westall
Caulfield	Gardner	Lyman	Reilly	Wheelock
Chamberlin	Gempler	MacFarland	Reiss	Whitcomb
Cheney	Giaccone	Martin	Rice	Williams
Clayton	Gray	Mastick	Richford	Witter
Cole	Greenwald	McArdle	Sackett	Wright
Cosgrove	Hackenburg	McCleary	Schwab	Yale
Cowee	Hager			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1206, Int. No. 429) entitled "An act to amend the Tax Law, in relation to reorganizing the State Tax Commission and defining its powers and duties and transferring thereto certain powers, duties and jurisdiction of the Comptroller and Secretary of State," having been announced for a third reading,

On motion of Mr. Judson, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 1205, Int. No. 107) entitled "An act to amend the Penal Law, in relation to intoxicating liquor, repealing the Liquor Tax Law and the City Local Option Law, and providing for completing the unfinished business of the State Excise Department," having been announced for a third reading,

On motion of Mr. Gage, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 587, Rec. No. 80) entitled "An act to amend the Civil Practice Act, in relation to compensation of trustees," was read the third time, having been printed and upon

the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McDonald	Seaker
Antin	Crowley	Harris	McGinnies	Seelbach
Aronson	Dickstein	Hausner	McKee	Slacer
Bailey	Di Pirro	Hawkins	McLoughlin	Smith C C
Barnes	Dolan	Henderson	McWhinney	Smith J C
Bartholomew	Doherty	Hunter	Merrigan	Smith M L
Baum	Donohue	Hutchinson	Miller	Smith T K
Beasley	Downs	Jacobs	Moore J G	Solomon
Betts	Druss	Jager	Moore T C	Soule
Bloch	Duke	Jeffery	Moran	Stitt
Blodgett	Ellsworth	Jesse	Morrissey	Taylor
Bly	Evans	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	VanWagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Franchot	Leininger	Orr	Walsh
Burchill	Frerichs	Lewis	Pette	Warren
Campbell E C	Gaffers	Lieberman	Porter	Webb
Campbell W W	Gage	Long	Rayher	Wells
Carroll	Galgano	Lord	Reiburn	Westall
Caulfield	Gardner	Lyman	Reilly	Wheelock
Chamberlin	Gempler	MacFarland	Reiss	Whitcomb
Cheney	Giaccone	Martin	Rice	Williams
Clayton	Gray	Mastick	Richford	Witter
Cole	Greenwald	McArdle	Sackett	Wright
Cosgrove	Hackenburg	McCleary	Schwab	Yale
Cowee	Hager			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 331, Rec. No. 72) entitled "An act to amend the charter of the city of Gloversville, generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Hamill	McDonald	Seaker
Antin	Crowley	Harris	McGinnies	Seelbach
Aronson	Dickstein	Hausner	McKee	Slacer
Bailey	Di Pirro	Hawkins	McLoughlin	Smith C C
Barnes	Dobson	Henderson	McWhinney	Smith J C
Bartholomew	Doherty	Hunter	Merrigan	Smith M L
Baum	Donohue	Hutchinson	Miller	Smith T K
Beasley	Downs	Jacobs	Moore J G	Solomon
Betts	Druss	Jager	Moore T C	Soule
Bloch	Duke	Jeffery	Moran	Stitt
Blodgett	Ellsworth	Jesse	Morrissey	Taylor
Bly	Evans	Judson	Moses	Trahan
Booth	Fenner	Kelly	Mullen	Ullman
Borkowski	Finch	Kiernan	Neary	Van Wagenen
Brady	Flynn	Kirkland	Nichols	Wackerman
Brooks	Fox	Lattin	O'Connor	Wallace
Brundage	Franchot	Leininger	Orr	Walsh
Burchill	Frerichs	Lewis	Pette	Warren
Campbell E C	Gaffers	Lieberman	Porter	Webb
Campbell W W	Gage	Long	Rayher	Wells
Carroll	Galgano	Lord	Reiburn	Westal
Caulfield	Gardner	Lyman	Reilly	Wheelock
Chamberlin	Gempler	MacFarland	Reiss	Whitcomb
Cherney	Giaccone	Martin	Rice	Williams
Clayton	Gray	Mastick	Richford	Witter
Cole	Greenwald	McArdle	Sackett	Wright
Cosgrove	Hackenburg	McCleary	Schwab	Yale
Cowee	Hager			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 501, Rec. No. 93) entitled "An act to amend the Highway Law, in relation to the acquisition of certain toll bridges at the expense of the State," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 104

NOES 28

Those who voted in the affirmative were:

Adler	Cowee	Gray	McCleary	Smith C C
Bailey	Crews	Greenwald	McGinnies	Smith J C
Barnes	Crowley	Hager	McWhinney	Smith M L
Bartholomew	Di Pirro	Harris	Miller	Smith T K
Baum	Dobson	Hausner	Moore J G	Soule
Betts	Doherty	Hawkins	Moore T C	Stitt
Blodgett	Downs	Hunter	Moran	Trahan
Bly	Druss	Hutchinson	Morrissey	Ullman
Booth	Duke	Jacobs	Moses	VanWagenen
Borkowski	Ellsworth	Jeffery	Mullen	Wallace
Brady	Evans	Jenks	Nearw	Warren
Brooks	Fenner	Jesse	Nichols	Webb
Brundage	Finch	Judson	Pette	Wells
Campbell E C	Fox	Lattin	Porter	Westall
Campbell W W	Franchot	Lewis	Rayher	Wheelock
Carroll	Frerichs	Lieberman	Reiss	Whitcomb
Caulfield	Gaffers	Long	Rice	Williams
Chamberlin	Gage	Lord	Richford	Witter
Cheney	Gardner	MacFarland	Sackett	Wright
Clayton	Gempler	Martin	Seaker	Yale
Cole	Giaccone	Mastick	Seelbach	

Those who voted in the negative were:

Antin	Donohue	Kelly	McKee	Reilly
Beasley	Flynn	Kiernan	McLoughlin	Schwab
Bloch	Galgano	Leininger	Merrigan	Taylor
Burchill	Hackenburg	Lyman	O'Connor	Wackerman
Cosgrove	Hamill	McArdle	Reiburn	Walsh
Dickstein	Henderson	McDonald		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 235, Rec. No. 92) entitled "An act in relation to maintenance and repair of an improved highway in the town of Lawrence, Saint Lawrence county, constituting a connecting link between State routes thirty and thirty-two," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 103

NOES 28

Those who voted in the affirmative were:

Adler	Cowee	Gray	McGinnies	Smith C C
Bailey	Crews	Greenwald	McWhinney	Smith J C
Barnes	Crowley	Hager	Miller	Smith M L
Bartholomew	Di Perro	Harris	Moore J G	Smith T K
Baum	Dobson	Hausner	Moore T C	Soule
Betts	Doherty	Hawkins	Moran	Stitt
Blodgett	Downs	Hunter	Morrissey	Trahan
Bly	Druss	Hutchinson	Moses	Ullman
Booth	Duke	Jacobs	Mullen	VanWagenen
Borkowski	Ellsworth	Jeffery	Neary	Wallace
Brady	Evans	Jesse	Nichols	Warren
Brooks	Fenner	Judson	Pette	Webb
Brundage	Finch	Lattin	Porter	Wells
Campbell E C	Fox	Lewis	Rayher	Westall
Campbell W W	Franchot	Lieberman	Reiss	Wheelock
Carroll	Frerichs	Long	Rice	Whitcomb
Caulfield	Gaffers	Lord	Richford	Williams
Chamberlin	Gage	MacFarland	Sackett	Witter
Cheney	Gardner	Martin	Seaker	Wright
Clayton	Gempler	Mastick	Seelbach	Yale
Cole	Giaccone	McCleary		

Those who voted in the negative were:

Antin	Donohue	Kelly	McKee	Reilly
Beasley	Flynn	Kiernan	McLoughlin	Schwab
Bloch	Galgano	Leininger	Merrigan	Taylor
Burchill	Hackenburg	Lyman	O'Connor	Wackerman
Cosgrove	Hamill	McArdle	Reiburn	Walsh
Dickstein	Henderson	McDonald		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Mead was excused until Wednesday.

Messrs. Jenks and Halpern were excused from to-day's session.

The privileges of the floor were extended to Hon. W. R. Weaver and Hon. Mr. Fullager.

On motion of Mr. Adler, the House adjourned.

TUESDAY, MARCH 15, 1921

The House met pursuant to adjournment.

Prayer by Rev. Creighton R. Storey.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with, and the same was approved.

Mr. Speaker presented the annual report of the Superintendent of Banks, which was laid upon the table and ordered printed.

(See Document.)

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter five hundred and thirty-five of the Laws of nineteen hundred and fifteen, entitled 'An act to consolidate and revise the several acts relative to the city of Olean,' in relation to powers and duties of park commissioners, the acquisition of lands for park purposes and providing for the raising of funds for the payment of same" (No. 889, Rec. No. 145), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Education Law, in relation to preparation and correction of poll lists in certain cities, and qualifications of voters" (No. 674, Rec. No. 146), which was read the first time and referred to the committee on public education.

"An act to amend the Code of Civil Procedure, in relation to compensation of the surrogate's court stenographer in Sullivan county" (No. 710, Rec. No. 147), which was read the first time and referred to the committee on codes.

"An act to amend chapter two hundred and eighty-five of the Laws of nineteen hundred and three, entitled 'An act to organize and establish a police department in the village of Port Chester,' in relation to moneys constituting the police pension fund and the payment of pensions" (No. 677, Rec. No. 148), which was read the first time and referred to the committee on affairs of villages.

"An act to amend the Penal Law, in relation to the unlawful use of devices and false representations to import authority" (No. 410, Rec. No. 149), which was read the first time and referred to the committee on codes.

"An act to amend chapter eight hundred and eighteen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Port Chester,' in relation to amount to be raised for public health purposes" (No. 640, Rec. No. 150), which was read the first time and referred to the committee on affairs of villages.

"An act to amend section five of chapter one hundred and six of the Laws of nineteen hundred and six, entitled 'An act creating the offices of police justice and assistant police justice, in the village of Port Chester, in the county of Westchester, and to provide for the raising annually an amount sufficient to pay the salaries of said officers,' in relation to the compensation of the police justice" (No. 638, Rec. No. 151), which was read the first time and referred to the committee on affairs of villages.

"An act to amend the Banking Law, in relation to the power of savings banks to receive money for transmission" (No. 965, Rec. No. 152), which was read the first time and referred to the committee on banks.

"An act to amend chapter seven hundred and one of the Laws of nineteen hundred and four, entitled 'An act relating to appointment of employees of the fire department of the city of New York to the uniformed force of the said department,' in relation to marine engineers attached to the civilian force of such department" (No. 632, Rec. No. 153), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Code of Criminal Procedure, in relation to expenses of witnesses in criminal actions" (No. 21, Rec. No. 154), which was read the first time and referred to the committee on codes.

"An act to amend the Agricultural Law, in relation to cattle" (No. 896, Rec. No. 155), which was read the first time and referred to the committee on agriculture.

"An act to release to the present owners and holders of the record title all the right, title and interest of the people of the State of New York in and to all of the real estate in the county of Erie of which John J. P. Read of the city of Buffalo died seized or possessed, and ratifying and confirming certain tax and other settlements with reference to said real estate made in

nineteen hundred and twelve, and all deeds executed and delivered under a power in the last will and testament of said John J. P. Read, deceased" (No. 305, Rec. No. 156), which was read the first time and referred to the committee on ways and means.

"An act to amend the Education Law, in regard to unlawful acts in connection with examinations" (No. 781, Rec. No. 157), which was read the first time and referred to the committee on public education.

"An act in relation to unclaimed interest moneys in the hands of the public administrator in the county of New York, and the use of a portion thereof for certain purposes" (No. 964, Rec. No. 158), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Greater New York charter, in relation to power of the comptroller to settle arrears of taxes" (No. 450, Rec. No. 159), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter one hundred and twenty-two of the Laws of nineteen hundred and nineteen, entitled 'An act to provide a service ribbon and medals of honor for citizens of this State who entered the service of the United States of America in the war with the German empire and its allies as a volunteer or otherwise, and making an appropriation therefor,' in relation to persons entitled to service ribbons and medals of honor" (No. 567, Rec. No. 160), which was read the first time and referred to the committee on military affairs.

Mr. Adler introduced a bill entitled "An act to authorize the appointment of commissioners to 'The Port Authority' established by the agreement or compact between the States of New York and New Jersey within the 'Port of New York,' and making an appropriation therefor" (Int. No. 1310), which was read the first time and referred to the committee on ways and means.

Mr. Cole introduced a bill entitled "An act to amend the Highway Law, in relation to fire extinguishers on omnibuses" (Int. No. 1311), which was read the first time and referred to the committee on internal affairs.

Mr. Duke introduced a bill entitled "An act to amend chapter nine hundred and twenty-two of the Laws of nineteen hundred

and twenty, entitled 'An act in relation to the Court of Claims and the jurisdiction, practice and procedure therein,' in relation to the laws repealed thereby" (Int. No. 1312), which was read the first time and referred to the committee on the judiciary.

Mr. Fox introduced a bill entitled "An act to amend the State Charities Law, in relation to admission to the New York State Woman's Relief Corps Home" (Int. No. 1313), which was read the first time and referred to the committee on soldiers' home.

Mr. Harris introduced a bill entitled "An act to amend the Education Law, in relation to the State College for Teachers" (Int. No. 1314), which was read the first time and referred to the committee on public education.

Mr. Westall introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to filing certain processes with proof of service in New York and Bronx counties" (Int. No. 1315), which was read the first time and referred to the committee on codes.

Mr. Walsh introduced a bill entitled "An act to amend the Highway Law, in relation to lights on vehicles" (Int. No. 1316), which was read the first time and referred to the committee on internal affairs.

Mr. Barnes introduced a bill entitled "An act to amend the Election Law, in relation to voting by mail at official primaries" (Int. No. 1317), which was read the first time and referred to the committee on the judiciary.

Mr. Martin introduced a bill entitled "An act to amend the Stock Corporation Law, in relation to the separation of the powers of a stock corporation" (Int. No. 1318), which was read the first time and referred to the committee on the judiciary.

Mr. McGinnies, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. McGinnies (No. 1392, Int. No. 1250) entitled "An act making an appropriation for the State's share of the cost of construction and improvement of rural post roads within the State, under the provisions of certain acts of Congress which provide that the United States shall aid in the construction of rural postal roads,

and for other purposes, to be expended in accordance with article six-a of the Highway Law," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. McGinnies, Seaker, Lord, Fenner, Yale, Mead, Hutchinson, Moore, T. C., Mullen.

which report was agreed to, and said bill placed on the order of second reading.

Mr. McGinnies, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. McGinnies (No. 1436, Int. No. 1279) entitled "An act making appropriations for the maintenance and repair of improved State and county highways," reported in favor of the passage of the same with the following amendments:

On page 3, line 27, insert the word "and" instead of "in".

On page 9, line 12, insert capital "St." instead of "Saint".

On page 17, line 19, after the word "reconstructed" insert the word "either".

Those who voted in the affirmative were: Messrs. McGinnies, Seaker, Lord, Fenner, Yale, Mead, Hutchinson, Moore, T. C., Mullen.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Duke, from the committee on codes, to which was referred Assembly bill introduced by Mr. Dickstein (No. 1125, Int. No. 25) entitled "An act to amend the Penal Law, by authorizing the pursuit of their businesses and occupations by certain persons on the first day of the week," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Jenks, Hawkins, Cole, Carroll, Fox, Evans, Flynn, Dickstein, Henderson.

Those who voted in the negative were: Messrs. Duke, Harrington, Campbell, W. W.

Also, Assembly bill introduced by Mr. Gray (No. 908, Int. No. 850) entitled "An act to amend the Code of Civil Procedure, in relation to compensation of the surrogate's court stenographer in Sullivan county," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Carroll, Fox, Evans, Campbell, W. W., Flynn, Dickstein, Henderson.

Also, Assembly bill introduced by Mr. Galgano (No. 118, Int. No. 118) entitled "An act to amend the Code of Criminal Procedure, in relation to deposit of money or liberty bonds instead of bail," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Duke, Jenks, Hawkins, Cole, Harrington, Fox, Evans, Campbell, W. W., Flynn, Dickstein, Henderson.

In the negative: Mr. Carroll.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. MacFarland (No. 1369, Int. No. 160) entitled "An act to repeal section twenty-two of the Public Health Law, relating to the Lake George health district."

Also, the bill introduced by Mr. Burchill (No. 1370, Int. No. 17) entitled "An act to amend the General Municipal Law, in relation to the payment to legal guardians of awards made by child welfare boards."

Also, the bill introduced by Mr. Martin (No. 1368, Int. No. 760) entitled "An act to provide for extending the boundaries of the city of Utica by annexing thereto a part of the town of New Hartford, by vote of the electors of the territory proposed to be annexed, and to provide for the government of the annexed territory, for the payment of school and sewer district bonded indebtedness and the disposal of sewage."

Also, the bill introduced by Mr. Jeffery (No. 844, Int. No. 791) entitled "An act to amend the Conservation Law, in relation to the manner of taking water fowl."

Also, the bill introduced by Mr. Hutchinson (No. 836, Int. No. 783) entitled "An act to amend the Conservation Law, in relation to the taking of muskrats."

Also, the bill introduced by Mr. Jacobs (No. 1373, Int. No. 908) entitled "An act to amend the General Municipal Law, in relation to payments to injured or representatives of deceased volunteer firemen."

Also, the bill introduced by Mr. T. C. Moore (No. 1007, Int. No. 922) entitled "An act to amend the Election Law, in relation to the use of school houses or other public buildings as registration and polling places."

Also, the bill introduced by Mr. Porter (No. 1050, Int. No. 963) entitled "An act to further extend the time of Champlain and Sanford Railroad Company to begin and finish the construction of its railroad."

Also, the bill introduced by Mr. Clayton (No. 928, Int. No. 561) entitled "An act authorizing the Public Service Commission of the First District to permit the operation of the street railway line of the Nassau Electric Railroad Company, in the borough of Brooklyn, commonly known as the Church avenue line, without exchanging transfers with connecting lines, notwithstanding the provisions of any charter, franchise, agreement or statute."

Also, the bill introduced by Mr. Hackenburg (No. 1375, Int. No. 667) entitled "An act to amend the Code of Criminal Procedure, in relation to the right of defendant, on acquittal, to compensation."

Also, the bill introduced by Mr. Pette (No. 1374, Int. No. 314) entitled "An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to copies of stenographic minutes of proceedings."

Also, the bill introduced by Mr. Blakely (No. 739, Int. No. 692) entitled "An act to amend the General City Law, in relation to prohibiting cities from increasing during any year the compensation of any of their employees after the same shall have been fixed by and in the budget for such year."

Also, the bill introduced by Mr. Barnes (No. 883, Int. No. 825) entitled "An act to amend the Stock Corporation Law, in relation to consent of stockholders."

Also, the bill introduced by Mr. Pette (No. 1376, Int. No. 636) entitled "An act in relation to the district attorney and employees in the district attorney's office in the county of Queens," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Halpern (No. 990, Int. No.

905) entitled "An act to amend the Education Law, in relation to qualifications of teachers," reported the same with the following recommendation:

On page 1, line 7, strike out the word "twenty" and insert in place thereof the word "nineteen".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to the jurisdiction of the court of special sessions." (No. 1407, Int. No. 1037.)

"An act to amend the General Business Law, in relation to registered architects." (No. 1409, Int. No. 846.)

"An act to amend the Highway Law, in relation to registration and number plates for manufacturers of and dealers in trailers." (No. 1410, Int. No. 467.)

"An act to amend the Tonawanda city charter, generally." (No. 1408, Int. No. 685.)

"An act to amend the General Corporation Law, the Stock Corporation Law, the Religious Corporations Law, the Joint-Stock Association Law and the Executive Law, in relation to the filing and recording in State offices of papers affecting corporations and joint-stock associations." (No. 1437, Int. No. 500.)

"An act to amend chapter two hundred and eighty-five of the Laws of nineteen hundred and three, entitled 'An act to organize and establish a police department in the village of Port Chester,' in relation to moneys constituting the police pension fund and the payment of pensions." (No. 1438, Int. No. 973.)

"An act to amend the Membership Corporations Law, in relation to acquisition of lands by certain agricultural corporations, by condemnation." (No. 1439, Int. No. 1012.)

"An act to amend the Domestic Relations Law, in relation to the solemnization of marriages and fees therefor." (No. 1440, Int. No. 117.)

"An act to repeal section twenty-two of the Public Health Law, relating to the Lake George health district." (No. 1369, Int. No. 160.)

On motion of Mr. Schwab, the committee on revision was instructed to report Assembly bill (No. 1116, Int. No. 485) entitled "An act to locate in part the boundary lines between the counties of Kings and Queens," with the following recommendations:

Page 1, line 10, strike out the following words "at the intersection of Flushing avenue and" and insert in its place the following: "where the same is intersected by the center line of Onderdonk avenue about the southerly line of Metropolitan avenue, running thence southeasterly along the center line of Onderdonk avenue to the center line of Seneca avenue; thence southerly along the center line of Seneca avenue to Purdy place; thence southeasterly along the center line of Purdy place to Flushing avenue;"

Page 2, line 1, strike out the words "Onderdonk avenue".

Page 2, line 13, strike out the words "and running thence southeasterly along the".

Page 2, line 14, strike out the words "center line of Irving avenue".

Page 5, line 17, before the word "seventh" insert third, fourth and".

Page 5, line 17, pluralize the word "district".

Page 5, line 18, before the word "seventh" strike out the word "the" and insert in its place "such third and".

Page 5, line 19, pluralize the word "district".

Mr. Duke offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the following be and hereby are adopted as joint rules of the Senate and Assembly:

RULE 1. It shall be in the power of either House to amend any amendment made by the other to any bill or resolution.

RULE 2. In every case of difference between the two Houses, upon any subject of legislation, either House may request a conference and appoint a committee for that purpose, and the other shall also appoint a committee to confer. The committee shall meet at such hour and place as shall be appointed by the chairman of the committee on the part of the House requesting such conference. The committee shall report in writing, and shall be authorized to report such modifications or amendments as they think advisable. But no committee on conference shall consider or report on any matter except those directly at issue between the two Houses. The papers shall be left with the conferees of the House assenting to such conference, and they shall present the report of the committee to their House. When such House shall have acted thereon, it shall transmit the same, and the papers

relating thereto, to the other, with a message certifying its action thereon. Every report of a committee of conference shall be read through, in each House, before a vote is taken on the same.

RULE 3. It shall be in order for either House to recede from any subject matter of difference existing between the two Houses at any time previous to conference, whether the papers on which such difference arose are before the House receding, formally or informally; and on such vote to recede the same number shall be required to constitute a quorum to act thereon, and to assent to such receding, as was required on the original question out of which the difference arose.

RULE 4. In case of a failure of the conferees to agree, a report of such failure may be made and a further conference may be had, either by the same or new committees appointed for such purpose. After each House shall have refused conference and shall have adhered to their disagreement, the bill which is the subject of difference shall be deemed lost, and shall not be again revived during the same session in either House.

RULE 5. All joint committees of the two Houses, and all committees of conference, shall consist of three Senators and five members of Assembly, unless otherwise specially ordered by concurrent resolution, and in voting, all questions shall be determined by the vote of the committee of each House taken separately.

RULE 6. Whenever there shall be an election of officers by the joint action of the two Houses, the result shall be certified by the President of the Senate and Speaker of the Assembly, and shall be reported by the presiding officer of each House to their respective Houses, and be entered on the journals of each, and shall be communicated to such official as the law may require by the Clerks of the two Houses.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Lord offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on Soldiers' Home of the Assembly be paid and allowed their traveling and other necessary expenses in connection with the annual visit and inspection of such committee, in the year nineteen hundred and twenty-one, to the Soldiers' Home at Bath and Oxford, to an amount not exceeding six hundred dollars, and that the same be paid by the State Treas-

urer upon the warrant of the Comptroller out of moneys appropriated for the contingent expenses of the Legislature to the chairman of such committee upon vouchers approved by the chairman of the committee and the Speaker of the Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antin	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Seaker
Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M I.
Betts	Druss	Hutchinson	Merrigan	Smith T K
Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman
Brady	Flynn	Kelly	Mullen	Van Wagenen
Brooks	Fox	Kiernan	Neary	Wackerman
Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh
Campbell E C	Gage	Leininger	Orr	Webb
Campbell W W	Galgano	Lewis	Pette	Wells
Carroll	Gardner	Long	Porter	Westall
Caulfield	Gempler	Lord	Rayher	Wheelock
Chamberlin	Giaccone	Lown	Reiburn	Whitcomb
Clayton	Gray	Lyman	Reilly	Williams
Cole	Greenwald	MacFarland	Reiss	Witter
Cosgrove	Hackenburg	Martin	Rice	Wright
Cowee	Hager	Mastick	Richford	Yale

Mr. Adler moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adler	Cowee	Harrington	McCleary	Schwab
Antin	Crews	Harris	McDonald	Seelbach
Aronson	Crowley	Hausner	McGinnies	Smith C C
Bailey	Dickstein	Hawkins	McKee	Smith J C

Barnes	Di Pirro	Henderson	McWhinney	Smith M L
Bartholomew	Doherty	Hunter	Merrigan	Smith T K
Baum	Donohue	Hutchinson	Miller	Solomon
Betts	Downs	Jacobs	Moore J G	Soule
Blakely	Druss	Jager	Moore T C	Steinberg
Bloch	Duke	Jeffery	Moran	Taylor
Blodgett	Ellsworth	Jenks	Morrissey	Ullman
Bly	Evans	Jesse	Moses	Van Wagenen
Booth	Fenner	Judson	Mullen	Wackerman
Borkowski	Finch	Kelly	Neary	Wallace
Brady	Flynn	Kiernan	Nichols	Walsh
Brooks	Fox	Kirkland	O'Connor	Webb
Brundage	Frerichs	Lattin	Orr	Wells
Burchill	Gaffers	Leininger	Pette	Westall
Campbell E C	Gage	Lewis	Porter	Wheelock
Campbell W W	Gardner	Long	Rayher	Whitcomb
Carroll	Gempler	Lord	Reiburn	Williams
Caulfield	Giaccone	Lyman	Reilly	Witter
Chamberlin	Gray	MacFarland	Reiss	Wright
Clayton	Greenwald	Martin	Rice	Yale
Cole	Hackenburg	Mastick	Richford	Speaker
Cosgrove	Hager	McArdle	Sackett	

Mr. Adler moved that all further proceedings under the call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 930, Int. No. 77) entitled "An act to amend the Judiciary Law, in relation to the designation of a daily law journal by justices of the Supreme Court in the eighth judicial district," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 542, Int. No. 75) entitled "An act to amend the Village Law, in relation to ordinances regulating the use and construction of electric light and power wiring," having been announced for a third reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 1114, Int. No. 431) entitled "An act to amend the Real Property Law, in relation to creating mutual estates of husband or wife, in the property of the other, as substitutes for dower and curtesy," having been announced for a third reading,

On motion of Mr. Jenks, and by unanimous consent, said bill was ordered placed on the third reading calendar Monday next.

The bill (No. 1173, Int. No. 88) entitled "An act to amend the Penal Law, in relation to the listing and advertising of stock

of oil and mining corporations," having been announced, Mr. Henderson moved that said bill be recommitted to the committee on codes with instructions to report the same forthwith amended as follows:

Page 2, line 7, strike out the words "majority of directors" and insert in place of those words "the secretary or the treasurer".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Duke, from the committee on codes, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill No. 1047, Int. No. 960) entitled "An act to amend the County Law, in relation to the compensation of supervisors in Hamilton and Herkimer counties," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McCleary	Schwab
Antin	Dickstein	Harris	McDonald	Seaker
Aronson	Di Pirro	Hausner	McGinnies	Seelbach
Bailey	Doherty	Hawkins	McKee	Smith C C
Barnes	Donohue	Henderson	McLoughlin	Smith J C
Bartholomew	Downs	Hunter	McWhinney	Smith M L
Baum	Druss	Hutchinson	Merrigan	Smith T K
Betta	Duke	Jacobs	Miller	Solomon
Blakely	Ellsworth	Jager	Moore J G	Soule
Bloch	Evans	Jeffery	Moore T C	Steinberg
Blodgett	Everett	Jenks	Moran	Stitt
Bly	Fenner	Jesse	Morrissey	Taylor
Booth	Finch	Judson	Moses	Trahan
Borkowski	Flynn	Kelly	Mullen	Ullman
Brady	Fox	Kiernan	Neary	VanWagenen
Brooks	Frerichs	Kirkland	Nichols	Wackerman
Brundage	Gaffers	Lattin	O'Connor	Wallace
Burchill	Gage	Leininger	Orr	Walsh
Campbell E C	Galvano	Lewis	Pette	Webb

Campbell W W	Gardner	Long	Porter	Wells
Carroll	Gempler	Lord	Rayher	Westall
Caulfield	Giacccone	Lown	Reiburn	Wheelock
Chamberlin	Gray	Lyman	Reilly	Whitcomb
Clayton	Greenwald	MacFarland	Reiss	Williams
Cole	Hackenburg	Martin	Rice	Witter
Cosgrove	Hager	Mastick	Richford	Wright
Cowee	Halpern	McArdle	Sackett	Yale
Crews				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 546, Int. No. 526) entitled "An act to amend the Highway Law, in relation to auto trucks and trailers," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antin	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Seaker
Bailey	Di Jirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M L
Betts	Druss	Hutchinson	Merrigan	Smith T K
Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman
Brady	Flynn	Kelly	Mullen	VanWagenen
Brooks	Fox	Kiernan	Neary	Wackerman
Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh
Campbell E C	Gage	Leininger	Orr	Webb
Campbell W W	Galgano	Lewis	Pette	Wells
Carroll	Gardner	Long	Porter	Westall
Caulfield	Gempler	Lord	Rayher	Wheelock
Chamberlin	Giacccone	Lown	Reiburn	Whitcomb
Clayton	Gray	Lyman	Reilly	Williams
Cole	Greenwald	MacFarland	Reiss	Witter
Cosgrove	Hackenburg	Martin	Rice	Wright
Cowee	Hager	Mastick	Richford	Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1128, Int. No. 450) entitled "An act to amend the Highway Law, in relation to appointment of town superintendents of highways in certain counties," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antin	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Seaker
Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Donoherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M L
Betts	Druss	Hutchinson	Merrigan	Smith T K
Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman
Brady	Flynn	Kelly	Mullen	VanWagenen
Brooks	Fox	Kiernan	Neary	Wackerman
Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh
Campbell E C	Gage	Leininger	Orr	Webb
Campbell W W	Galgano	Lewis	Pette	Wells
Carroll	Gardner	Long	Porter	Westall
Caulfield	Gempler	Lord	Rayher	Wheelock
Chamberlin	Giaccone	Lown	Reiburn	Whitcomb
Clayton	Gray	Lyman	Reilly	Williams
Cole	Greenwald	MacFarland	Reiss	Witter
Cosgrove	Hackenburg	Martin	Rice	Wright
Cowee	Hager	Mastick	Richford	Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1009, Int. No. 923) entitled "An act to amend chapter six hundred and ninety-six of the Laws of eighteen hundred and eighty-seven, entitled 'An act to provide hospitals, orphan

asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor, in relation exempting real estate owned by associations of patriotic and charged soldiers, sailors or marines devoted to patriotic and charitable purposes," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of all the members elected to the Assembly affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antin	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Seaker
Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Druss	Hunter	McWhinney	Smith M L
Betts	Duke	Hutchinson	Merrigan	Smith T K
Blakely	Ellsworth	Jacobs	Miller	Solomon
Bloch	Evans	Jager	Moore J G	Soule
Blodgett	Fenrett	Jeffery	Moran	Steinberg
Bly	Finch	Jenks	Morrissey	Taylor
Booth	Flynn	Jesse	Moses	Trahan
Borkowski	Fox	Judson	Mullen	Ullman
Brady	Frerichs	Kelly	Neary	Van Wagenen
Brooks	Gaffers	Kiernan	Nichols	Wackerman
Brundage	Gage	Kirkland	O'Connor	Wallace
Burchill	Galgano	Lattin	Orr	Walsh
Campbell E C	Gardner	Leininger	Pette	Webb
Campbell W W	Gempler	Lewis	Porter	Wells
Carroll	Giaccone	Long	Rayher	Westall
Caulfield	Gray	Lord	Reiburn	Wheelock
Chamberlin	Greenwald	Low	Reilly	Whitcomb
Clayton	Hackenburg	Lyman	Reiss	Williams
Cole	Rager	MacFarland	Rice	Witter
Cosgrove		Martin	Richford	Wright
Cowee		Mastick		Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1199, Int. No. 1078) entitled "An act to amend the State Charities Law, in relation to admission to the New York State Woman's Relief Corps Home," was read the third time, having been printed and upon the desk of the members in its

final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antin	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Seaker
Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M L
Betts	Druss	Hutchinson	Merrigan	Smith T K
Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman
Brady	Flynn	Kelly	Mullen	VanWagenen
Brooks	Fox	Kiernan	Neary	Wackerman
Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh
Campbell E C	Gage	Leininger	Orr	Webb
Campbell W W	Galgano	Lewis	Pette	Wells
Carroll	Gardner	Long	Porter	Westall
Caulfield	Gempler	Lord	Rayher	Wheelock
Chamberlin	Giaccone	Lown	Reiburn	Whitcomb
Clayton	Gray	Lyman	Reilly	Williams
Cole	Greenwald	MacFarland	Reiss	Witter
Cosgrove	Hackenburg	Martin	Rice	Wright
Cowee	Hager	Mastick	Richford	Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 740, Int. No. 693) entitled "An act to amend the Greater New York charter, in relation to sheds upon wharf property," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

Those who voted in the affirmative were:

AYES 135
NOES 00

Adler
Antin
Aronson
Bailey
Barnes
Bartholomew
Baum
Betts
Blakely
Bloch
Blodgett
Bly
Booth
Borkowski
Brady
Brooks
Brundage
Burchill
Campbell E C
Campbell W W
Carroll
Caulfield
Chamberlin
Clayton
Cole
Cosgrove
Cowee

Crews
Crowley
Dickstein
Di Piro
Doherty
Donohue
Downs
Druss
Duke
Ellsworth
Evans
Everett
Fenner
Flinch
Flynn
Fox
Frerichs
Gage
Galgano
Gardner
Gempler
Giaccone
Gray
Greenwald
Hackenburger
Hager

Halpern
Harrington
Harris
Hausner
Hawkins
Henderson
Hunter
Hutchinson
Jacobs
Jager
Jeffery
Jenks
Jesse
Judson
Kelly
Kiernan
Kirkland
Lattin
Leininger
Lewis
Long
Lord
Lown
Lyman
MacFarland
Martin
Mastick

McArdle
McCleary
McDonald
McGinnies
McKee
McLoughlin
McWhinney
Merrigan
Miller
Moore J G
Moore T C
Moran
Morrissey
Moses
Mullen
Neary
Nichols
O'Connor
Orr
Pette
Porter
Rayher
Reiburn
Reilly
Reiss
Rice
Richford

Sackett
Schwab
Seaker
Seelbach
Smith C C
Smith J C
Smith M L
Smith T K
Solomon
Soule
Steinberg
Taylor
Trahan
Ullman
Van Wagenen
Wackerman
Wallace
Walsh
Webb
Wells
Westall
Wheelock
Whitcomb
Williams
Witter
Wright
Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.
The Senate bill (No. 559, Rec. No. 67) entitled "An act to amend the Education Law, in relation to salaries of teachers and employees in institutions for higher education in certain cities," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.
Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Adler
Antin
Aronson
Crews
Crowley
Dickstein

Halpern
Harrington
Harris

McArdle
McCleary
McDonald

Sackett
Schwab
Seaker

Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M L
Betta	Druss	Hutchinson	Merrigan	Smith T K
Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman
Brady	Flynn	Kelly	Mullen	VanWagenen
Brooks	Fox	Kiernan	Neary	Wackerman
Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh
Campbell E C	Gage	Leininger	Orr	Webb
Campbell W W	Galgano	Lewis	Pette	Wells
Carroll	Gardner	Long	Porter	Westall
Caulfield	Gempler	Lord	Rayher	Wheelock
Chamberlin	Giaccone	Lown	Reiburn	Whitcomb
Clayton	Gray	Lyman	Reilly	Williams
Cole	Greenwald	MacFarland	Reiss	Witter
Cosgrove	Hackenburg	Martin	Rice	Wright
Cowee	Hager	Mastick	Richford	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 393, Rec. No. 106) entitled "An act to amend the charter of the city of Buffalo, in relation to members of the police and fire departments of said city," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antin	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Seaker
Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M L
Betta	Druss	Hutchinson	Merrigan	Smith T K
Blakely	Duke	Jacobs	Miller	Solomon

Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman
Brady	Flynn	Kelly	Mullen	Van Wagenen
Brooks	Fox	Kiernan	Neary	Wackerman
Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh
Campbell E C	Gage	Leininger	Orr	Webb
Campbell W W	Galgano	Lewis	Pette	Wells
Carrell	Gardner	Long	Porter	Westall
Caulfield	Gempler	Lord	Rayher	Wheelock
Chamberlin	Giaccone	Lown	Reiburn	Whitcomb
Clayton	Gray	Lyman	Reilly	Williams
Cole	Greenwald	MacFarland	Reiss	Witter
Cosgrove	Hackenburg	Martin	Rice	Wright
Cowee	Hager	Mastick	Richford	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1363, Int. No. 610) entitled "An act to authorize the board of education of union free school district number nine of the town of Hempstead, and the village of Freeport, or either of them, to acquire all or any part of the old cemetery known as the Freeport cemetery in the village of Freeport, adjoining property of the First Presbyterian church and the property of such district now used for high school purposes, for school purposes or for the establishment of a public park or for village purposes or for any or all of such purposes, and to provide for the removal of remains in such cemetery and the reinterment thereof," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle
Antin	Crowley	Harrington	McCleary
Aronson	Dickstein	Harris	McDonald

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[ASSEMBLY JOURNAL]

Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M L
Betts	Druss	Hutchinson	Merrigan	Smith T K
Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman
Brady	Flynn	Kelly	Mullen	VanWagenen
Brooks	Fox	Kiernan	Neary	Wackerman
Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh
Campbell E C	Gage	Leininger	Orr	Webb
Campbell W W	Galgano	Lewis	Pette	Wells
Carroll	Gardner	Long	Porter	Westall
Caulfield	Gempler	Lord	Rayher	Wheelock
Chamberlin	Giaccone	Lown	Reiburn	Whitcomb
Clayton	Gray	Lyman	Reilly	Williams
Cole	Greenwald	MacFarland	Reiss	Witter
Cosgrove	Hackenbure	Martin	Rice	Wright
Cowee	Hager	Mastick	Richford	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same, and request the concurrence of the Senate therein.

The bill (No. 1134, Int. No. 1022) entitled "An act to amend the charter of the village of Lyons, in relation to terms of village officers," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antin	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Seaker
Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M L
Betts	Druss	Hutchinson	Merrigan	Smith T K

Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman
Brady	Flynn	Kelly	Mullen	VanWagenen
Brooks	Fox	Kiernan	Neary	Wackerman
Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh
Campbell E C	Gage	Leininger	Orr	Webb
Campbell W W	Galvano	Lewis	Pette	Wells
Carroll	Gardner	Long	Porter	Westall
Caufield	Gempler	Lord	Rayher	Wheelock
Chamberlin	Giaccone	Lown	Reiburn	Whitcomb
Clayton	Gray	Lyman	Reilly	Williams
Cole	Greenwald	MacFarland	Reiss	Witter
Cosgrove	Hackenburg	Martin	Rice	Wright
Cowee	Hager	Mastick	Richford	Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 937, Int. No. 859) entitled "An act to amend the Village Law, in relation to the regulation of the use of village docks," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antin	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Seaker
Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M L
Betts	Druss	Hutchinson	Merrigan	Smith T K
Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman
Brady	Flynn	Kelly	Mullen	VanWagenen
Brooks	Fox	Kiernan	Neary	Wackerman
Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh

Campbell E C	Gage	Leininger	Orr	Webb
Campbell W W	Galgano	Lewis	Pette	Wells
Carroll	Gardner	Long	Porter	Westall
Caulfield	Gempler	Lord	Rayher	Wheelock
Chamberlin	Giaccone	Lown	Reiburn	Whitcomb
Clayton	Gray	Lyman	Reilly	Williams
Cole	Greenwald	MacFarland	Reiss	Witter
Cosgrove	Hackenburg	Martin	Rice	Wright
Cowee	Hager	Mastick	Richford	Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Crowley offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of Senate bill (No. 636, Rec. No. 161) entitled "An act to amend the Penal Law, in relation to abandonment."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Crowley, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Crowley, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antin	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Schwab
Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M L
Betts	Druss	Hutchinson	Merrigan	Smith T K
Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor

Booth	Fenner	Judson	Morrissey	Trahan
Borkowski	Finch	Kelly	Moses	Ullman
Brady	Flynn	Kiernan	Mullen	VanWagenen
Brooks	Fox	Kirkland	Neary	Wackerman
Brundage	Frerichs	Lattin	Nichols	Wallace
Burchill	Gaffers	Leininger	O'Connor	Walsh
Campbell E C	Gage	Lewis	Orr	Webb
Campbell W W	Galgano	Long	Pette	Wells
Carroll	Gardner	Lord	Porter	Westall
Caulfield	Gempler	Low	Rayher	Wheelock
Chamberlin	Giaccone	Lyman	Reiburn	Whitcomb
Clayton	Gray	MacFarland	Reilly	Williams
Cole	Greenwald	Martin	Reiss	Witter
Coagrove	Hackenburger	Mastick	Rice	Wright
Cowee	Hager		Richford	Yale

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 940, Int. No. 862) entitled "An act to amend the Penal Law, in relation to abandonment," having been announced for a third reading.

On motion of Mr. Crowley, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 501, Int. No. 488) entitled "An act to validate, legalize and confirm the proceedings of the commissioner of public works and the common council of the city of Fulton in the matter of improving certain streets in said city at the expense of the city at large, and authorizing the issuance and sale of bonds to pay the cost thereof," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antin	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Seaker
Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M L

Betts	Druss	Hutchinson	Merrigan	Smith T K
Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman
Brady	Flynn	Kelly	Mullen	Van Wagenen
Brooks	Fox	Kiernan	Neary	Wackerman
Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh
Campbell E O	Gage	Leininger	Orr	Webb
Campbell W W	Galgano	Lewis	Pette	Wells
Carroll	Gardner	Long	Porter	Westall
Caulfield	Gempler	Lord	Rayher	Wheelock
Chamberlin	Giaccone	Lown	Reiburn	Whitcomb
Clayton	Gray	Lyman	Reilly	Williams
Cole	Greenwald	MacFarland	Reiss	Witter
Cosgrove	Hackenburg	Martin	Rice	Wright
Cowee	Hager	Mastick	Richford	Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 566, Int. No. 546) entitled "An act to amend the Greater New York charter, in relation to the period of service of members of the police force of the board of water supply or appointed to the fire department of the city of New York," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antin	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Seaker
Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M L
Betts	Druss	Hutchinson	Merrigan	Smith T K
Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman

Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh
Campbell E C	Gage	Leininger	Orr	Webb
Campbell W W	Galgano	Lewis	Pette	Wells
Carroll	Gardner	Long	Porter	Westall
Caulfield	Gempler	Lord	Rayher	Wheelock
Chamberlin	Giaccone	Lown	Reiburn	Whitcomb
Clayton	Gray	Lyman	Reilly	Williams
Cole	Greenwald	MacFarland	Reiss	Witter
Coegrove	Hackenburg	Martin	Rice	Wright
Cowee	Hager	Mastick	Richford	Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 910, Int. No. 852) entitled "An act to amend the charter of the city of Oneida, in relation to the rate of interest on bonds issued by the city," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antin	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Seaker
Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M L
Betts	Druss	Hutchinson	Merrigan	Smith T K
Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman
Brady	Flynn	Kelly	Mullen	VanWagenen
Brooks	Fox	Kiernan	Neary	Wackerman
Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh
Campbell E C	Gage	Leininger	Orr	Webb
Campbell W W	Galgano	Lewis	Pette	Wells
Carroll	Gardner	Long	Porter	Westall
Caulfield	Gempler	Lord	Rayher	Whitcomb
Chamberlin	Giaccone	Lown	Reiburn	Wheelock

Clayton	Gray	Lyman	Reilly	Williams
Cole	Greenwald	MacFarland	Reiss	Witter
Cogrove	Hackenburg	Martin	Rice	Wright
Cowee	Hager	Mastick	Richford	Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 633, Int. No. 599) entitled "An act to amend the Highway Law, in relation to auto trucks and trailers," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antia	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Seaker
Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith T K
Betts	Druss	Hutchinson	Merrigan	Smith M L
Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman
Brady	Flynn	Kelly	Mullen	VanWagenen
Brooks	Fox	Kiernan	Neary	Wackerman
Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh
Campbell E O	Gage	Leininger	Orr	Webb
Campbell W W	Galgano	Lewis	Pette	Wells
Carroll	Gardner	Long	Porter	Westall
Caulfield	Gempier	Lord	Rayher	Wheelock
Chamberlin	Giaccone	Lown	Reiburn	Whitcomb
Clayton	Gray	Lyman	Reilly	Williams
Cole	Greenwald	MacFarland	Reiss	Witter
Cogrove	Hackenburg	Martin	Rice	Wright
Cowee	Hager	Mastick	Richford	Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 685, Int. No. 649) entitled "An act to amend the Greater New York charter, in relation to the conduct of physical examinations of claimants against such city," having been announced for a third reading,

On motion of Mr. Caulfield, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 758, Int. No. 711) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of the Congregation Talmud Thora Beth Avrohom, a religious corporation, in the borough of the Bronx, city of New York," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antin	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Seaks
Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M L
Betts	Druse	Hutchinson	Merrigan	Smith T K
Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moor, T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman
Brady	Flynn	Kelly	Mullen	Van Wagenen
Brooks	Fox	Kiernan	Neary	Wackerman
Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh
Campbell E C	Gage	Leininger	Orr	Webb
Campbell W	Galgano	Lewis	Pette	Wells
Carroll	Gardner	Long	Porter	Westall
Caulfield	Gempler	Lord	Rayher	Wheelock
Chamberlin	Giaccone	Lown	Reiburn	Whitcomb

Clayton
Cole
Cosgrove
Cowee

Gray
Greenwald
Hackenburg
Hager

Lyman
MacFarland
Martin
Mastick

Reilly
Reiss
Rice
Richford

Williams
Witter
Wright
Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Hutchinson offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 709, Rec. No. 140) entitled "An act to amend the charter of the city of Johnstown, in relation to temporary loans for current expenses."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Hutchinson, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Hutchinson, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler
Antin
Aronson
Bailey
Barnes
Bartholomew
Baum
Betts
Blakely
Bloch
Blodgett
Bly
Booth
Borkowski
Brady
Brooks
Brundage
Burchill

Crews
Crowley
Dickstein
Di Pirro
Doherty
Donohue
Downs
Druse
Duke
Ellsworth
Evans
Everett
Fenner
Finch
Flynn
Fox
Frerichs
Gaffers

Halpern
Harrington
Harris
Hausner
Hawkins
Henderson
Hunter
Hutchinson
Jacobs
Jager
Jeffery
Jenks
Jesse
Judson
Kelly
Kiernan
Kirkland
Lattin

McArdle
McCleary
McDonald
McGinnies
McKee
McLoughlin
McWhinney
Merrigan
Miller
Moore J G
Moore T C
Moran
Morrissey
Moses
Mullen
Neary
Nichols
O'Connor

Sackett
Schwab
Seaker
Seelbach
Smith C C
Smith J C
Smith M L
Smith T K
Solomon
Soule
Steinberg
Taylor
Trahan
Ullman
VanWagenen
Wackerman
Wallace
Walsh

Caulfield	Gempler	Lord	Rayher	Wheelock
Chamberlin	Giaccone	Lown	Reiburn	Whitcomb
Clayton	Gray	Lyman	Reilly	Williams
Cole	Greenwald	MacFarland	Reiss	Witter
Cosgrove	Hackenburger	Martin	Rice	Wright
Cowee	Hager	Mastick	Richford	Yale

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have concurred in the passage of the same.

The bill (No. 992, Int. No. 907) entitled "An act to amend the charter of the city of Johnstown, in relation to temporary loans for current expenses," having been announced for a third reading,

On motion of Mr. Hutchinson, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 1055, Int. No. 968) entitled "An act to authorize the local assessment of certain Barge canal and terminal lands, of the State in the city of North Tonawanda, for the benefit thereto from the paving of Sweeney street in such city," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antin	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Seaker
Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Henderson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M L
Betts	Druss	Hutchinson	Merrigan	Smith T K
Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman

Brady	Flynn	Kelly	Mullen	VanWagenen
Brooks	Fox	Kiernan	Neary	Wackerman
Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh
Campbell E C	Gage	Leininger	Orr	Webb
Campbell W W	Galgano	Lewis	Pette	Wells
Carroll	Gardner	Long	Porter	Westall
Caulfield	Gempler	Lord	Rayher	Wheelock
Chamberlin	Giaccone	Lown	Reiburn	Whitcomb
Clayton	Gray	Lyman	Reilly	Williams
Cole	Greenwald	MacFarland	Reiss	Witter
Cosgrove	Hackenburg	Martin	Rice	Wright
Cowee	Hager	Mastick	Richford	Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 125, Int. No. 125) entitled "An act to amend the New York City Municipal Court Code, in relation to costs in actions for rent," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Sackett
Antin	Crowley	Harrington	McCleary	Schwab
Aronson	Dickstein	Harris	McDonald	Seaker
Bailey	Di Pirro	Hausner	McGinnies	Seelbach
Barnes	Doherty	Hawkins	McKee	Smith C C
Bartholomew	Donohue	Hutchinson	McLoughlin	Smith J C
Baum	Downs	Hunter	McWhinney	Smith M L
Betts	Druss	Hutchinson	Merrigan	Smith T K
Blakely	Duke	Jacobs	Miller	Solomon
Bloch	Ellsworth	Jager	Moore J G	Soule
Blodgett	Evans	Jeffery	Moore T C	Steinberg
Bly	Everett	Jenks	Moran	Taylor
Booth	Fenner	Jesse	Morrissey	Trahan
Borkowski	Finch	Judson	Moses	Ullman
Brady	Flynn	Kelly	Mullen	VanWagenen
Brooks	Fox	Kiernan	Neary	Wackerman
Brundage	Frerichs	Kirkland	Nichols	Wallace
Burchill	Gaffers	Lattin	O'Connor	Walsh
Campbell E C	Gage	Leininger	Orr	Webb
Campbell W W	Galgano	Lewis	Pette	Wells
Carroll	Gardner	Long	Porter	Westall
Caulfield	Gempler	Lord	Rayher	Wheelock
Chamberlin	Giaccone	Lown	Reiburn	Whitcomb
Clayton	Gray	Lyman	Reilly	Williams

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 689, Int. No. 653) entitled "An act to amend the Public Health Law, in relation to the use of radium emanation provided for the State Institute for the Study of Malignant Disease," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 1

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McCleary	Schwab
Antin	Dickstein	Harris	McDonald	Seaker
Aronson	Di Pirro	Hausner	McGinnies	Seelbach
Bailey	Doherty	Hawkins	McKee	Smith C C
Barnes	Donohue	Hutchinson	McLoughlin	Smith J C
Bartholomew	Downs	Hunter	McWhinney	Smith M L
Baum	Druss	Hutchinson	Merrigan	Smith T K
Betts	Duke	Jacobs	Miller	Solomon
Blakely	Ellsworth	Jager	Moore T C	Soule
Bloch	Evans	Jeffery	Moran	Steinberg
Blodgett	Everett	Jenks	Morrissey	Taylor
Bly	Fenner	Jesse	Moses	Trahan
Booth	Finch	Judson	Mullen	Ullman
Borkowaki	Flynn	Kelly	Neary	VanWagenen
Brooks	Fox	Kiernan	Nichols	Wackerman
Brundage	Frericha	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Leininger	Pette	Webb
Campbell W W	Galgano	Lewis	Porter	Wells
Carroll	Gardner	Long	Rayher	Westall
Caulfield	Gempler	Lord	Reiburn	Wheelock
Chamberlin	Giaccone	Lown	Reilly	Whitcomb
Clayton	Gray	Lyman	Reiss	Williams
Cole	Greenwald	MacFarland	Rice	Witter
Cosgrove	Hackenburg	Martin	Richford	Wright
Cowee	Hager	Mastick	Sackett	Yale
Crews	Halpern	McArdle		

In the negative:

Brady

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. T. C. Moore offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 836, Rec. No. 113) entitled "An act to amend chapter one hundred and seventy-six of the Laws of nineteen hundred and five, entitled 'An act relating to the paving and grading of streets and highways in the city of Mount Vernon, and authorizing such city to raise money therefor by the issue of bonds.'"

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. T. C. Moore, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. T. C. Moore, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McCleary	Schwab
Antin	Dickstein	Harris	McDonald	Seaker
Aronson	Di Pirro	Hausner	McGinnies	Seelbach
Bailey	Doherty	Hawkins	McKee	Smith C C
Barnes	Donohue	Henderson	McLoughlin	Smith J C
Bartholomew	Downs	Hunter	McWhinney	Smith M L
Baum	Druss	Hutchinson	Merrigan	Smith T K
Betts	Duke	Jacobs	Miller	Solomon
Blakely	Ellsworth	Jager	Moore T C	Soule
Bloch	Evans	Jeffery	Moran	Steinberg
Blodgett	Everett	Jenks	Morrissey	Taylor
Bly	Fenner	Jesse	Moses	Trahan
Booth	Finch	Judson	Mullen	Ullman
Borkowski	Flynn	Kelly	Neary	VanWagenen
Brooks	Fox	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace
Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Leininger	Pette	Webb
Campbell W W	Galgano	Lewis	Porter	Wells
Carroll	Gardner	Long	Rayher	Westall
Caulfield	Gempler	Lord	Reiburn	Wheelock
Chamberlin	Giaccone	Lown	Peilly	Whitcomb

Clayton	Gray	Lyman	Reiss	Williams
Cole	Greenwald	MacFarland	Rice	Witter
Coogrove	Hackenburg	Martin	Richford	Wright
Cowee	Hager	Mastick	Sackett	Yale
Crews	Halpern	McArdle		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1349, Int. No. 767) entitled "An act to amend chapter one hundred and seventy-six of the Laws of nineteen hundred and five, entitled 'An act relating to the paving and grading of streets and highways in the city of Mount Vernon, and authorizing such city to raise money therefor by the issue of bonds,'" having been announced for a third reading,

On motion of Mr. T. C. Moore, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 968, Int. No. 890) entitled "An act authorizing the city of Elmira to issue bonds for paving purposes," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Schwab
Antin	Crowley	Harrington	McCleary	Seaker
Aronson	Dickstein	Harris	McDonald	Seelbach
Bailey	Di Pirro	Hausner	McGinnies	Smith C C
Barnes	Doherty	Hawkins	McKee	Smith J C
Bartholomew	Donohue	Henderson	McLoughlin	Smith M L
Baum	Downs	Hunter	McWhinney	Smith T K
Betts	Druss	Hutchinson	Merrigan	Solomon
Blakely	Duke	Jacobs	Miller	Soule
Bloch	Ellsworth	Jager	Moore T C	Steinberg
Blodgett	Evans	Jeffery	Moran	Taylor
Bly	Everett	Jenks	Morrissey	Trahan
Booth	Fenner	Jesse	Moses	Ullman
Borkowski	Finch	Judson	Mullen	VanWagenen
Brady	Flynn	Kelly	Neary	Wackerman
Brooks	Fox	Kiernan	Nichols	Wallace
Brundage	Frerichs	Kirkland	O'Connor	Walsh

Burchill	Gaffers	Lattin	Orr	Webb
Campbell E O	Gage	Leininger	Pette	Wells
Campbell W W	Galgano	Lewis	Porter	Westall
Carroll	Gardner	Long	Rayher	Wheelock
Caulfield	Gempler	Lord	Reiburn	Whitcomb
Chamberlin	Giaccone	Lown	Reilly	Williams
Clayton	Gray	Lyman	Reiss	Witter
Cole	Greenwald	MacFarland	Rice	Wright
Cosgrove	Hackenburg	Martin	Richford	Yale
Cowee	Hager	Mastick	Sackett	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Reiburn offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 371, Rec. No. 96) entitled "An act to amend the Greater New York charter, in relation to devolving upon the commissioner of plant and structures powers and duties of the president of the borough of Manhattan relating to certain viaducts."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Reiburn, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Reiburn, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Schwab
Antin	Crowley	Harrington	McCleary	Seaker
Aronson	Dickstein	Harris	McDonald	Seelbach
Bailey	Di Pirro	Hausner	McGinnies	Smith C C
Barnes	Doherty	Hawkins	McKee	Smith J C
Bartholomew	Donohue	Henderson	McLoughlin	Smith M L
Baum	Downs	Hunter	McWhinney	Smith T K
Betts	Druss	Hutchinson	Merrigan	Solomon
Blakely	Duke	Jacobs	Miller	Soule

Bloch	Ellsworth	Jager	Moore T C	Steinberg
Blodgett	Evans	Jeffery	Moran	Taylor
Bly	Everett	Jenks	Morrissey	Trahan
Booth	Fenner	Jesse	Moses	Ullman
Borkowski	Finch	Judson	Mullen	Van Wagenen
Brady	Flynn	Kelly	Neary	Wackerman
Brooks	Fox	Kiernan	Nichols	Wallace
Brundage	Frerichs	Kirkland	O'Connor	Walsh
Burchill	Gaffers	Lattin	Orr	Webb
Campbell E O	Gage	Leininger	Pette	Wells
Campbell W W	Galgano	Lewis	Porter	Westall
Carroll	Gardner	Long	Rayher	Wheelock
Caulfield	Gempler	Lord	Reiburn	Whitcomb
Chamberlin	Giaccone	Lown	Reilly	Williams
Clayton	Gray	Lyman	Reiss	Witter
Cole	Greenwald	MacFarland	Rice	Wright
Cosgrove	Hackenburg	Martin	Richford	Yale
Cowee	Hager	Mastick	Sackett	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 129, Int. No. 129) entitled "An act to amend the Greater New York charter, in relation to devolving upon the commissioner of plant and structures powers and duties of the president of the borough of Manhattan relating to certain viaducts," having been announced for a third reading,

On motion of Mr. Reiburn, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 765, Int. No. 718) entitled "An act to permit the common council of the city of Oneonta to vote additional compensation to the chamberlain and assessors of such city for the year nineteen hundred and twenty-one," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Schwab
Antin	Crowley	Harrington	McCleary	Seaker
Aronson	Dickstein	Harris	McDonald	Seelbach

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Bailey	Di Pirro	Hausner	McGinnies	Smith C C
Barnes	Doherty	Hawkins	McKee	Smith J C
Bartholomew	Donohue	Henderson	McLoughlin	Smith M L
Baum	Downs	Hunter	McWhinney	Smith T K
Betts	Druse	Hutchinson	Merrigan	Solomon
Blakely	Duke	Jacobs	Miller	Soule
Bloch	Ellsworth	Jager	Moore T C	Steinberg
Blodgett	Evans	Jeffery	Moran	Taylor
Bly	Everett	Jenks	Morrissey	Trahan
Booth	Fenner	Jesse	Moses	Ullman
Borkowski	Finch	Judson	Mullen	Van Wagenen
Brady	Flynn	Kelly	Neary	Wackerman
Brooks	Fox	Kiernan	Nichols	Wallace
Brundage	Frerichs	Kirkland	O'Connor	Walsh
Burchill	Gaffers	Lattin	Orr	Webb
Campbell E O	Gage	Leininger	Pette	Wells
Campbell W W	Galgano	Lewis	Porter	Westall
Carroll	Gardner	Long	Rayher	Wheelock
Caulfield	Gempler	Lord	Reiburn	Whitcomb
Chamberlin	Giaccone	Lown	Reilly	Williams
Clayton	Gray	Lyman	Reiss	Witter
Cole	Greenwald	MacFarland	Rice	Wright
Cosgrove	Hackenburg	Martin	Richford	Yale
Cowee	Hager	Mastick	Sackett	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 852, Int. No. 799) entitled "An act to authorize the town of Clay, in the county of Onondaga, to purchase land for providing road-building material," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Schwab
Antin	Crowley	Harrington	McCleary	Seaker
Aronson	Dickstein	Harris	McDonald	Seelbach
Bailey	Di Pirro	Hausner	McGinnies	Smith C C
Barnes	Doherty	Hawkins	McKee	Smith J C
Bartholomew	Donohue	Henderson	McLoughlin	Smith M L
Baum	Downs	Hunter	McWhinney	Smith T K
Betts	Druse	Hutchinson	Merrigan	Solomon
Blakely	Duke	Jacobs	Miller	Soule
Bloch	Ellsworth	Jager	Moore T C	Steinberg
Blodgett	Evans	Jeffery	Moran	Taylor

Bly	Everett	Jenks	Morrissey	Trahan
Booth	Fenner	Jesse	Moses	Ullman
Borkowski	Finch	Judson	Mullen	VanWagenen
Brady	Flynn	Kelly	Neary	Wackerman
Brooks	Fox	Kiernan	Nichols	Wallace
Brundage	Frerichs	Kirkland	O'Connor	Walsh
Burchill	Gaffers	Lattin	Orr	Webb
Campbell E C	Gage	Leininger	Pette	Wells
Campbell W W	Galgano	Lewis	Porter	Westall
Carroll	Gardner	Long	Rayher	Wheelock
Caulfield	Gempler	Lord	Reiburn	Whitcomb
Chamberlin	Giaccone	Lown	Reilly	Williams
Clayton	Gray	Lyman	Reiss	Witter
Cole	Greenwald	MacFarland	Rice	Wright
Coagrove	Hackenburg	Martin	Richford	Yale
Cowee	Hager	Mastick	Sackett	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1200, Int. No. 1079) entitled "An act to amend the Highway Law, in relation to fees for registration of motor vehicles," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Schwab
Antin	Crowley	Harrington	McCleary	Seaker
Aronson	Dickstein	Harris	McDonald	Seelbach
Bailey	Di Pirro	Hausner	McGinnies	Smith C C
Barnes	Doherty	Hawkins	McKee	Smith J C
Bartholomew	Donohue	Henderson	McLoughlin	Smith M L
Baum	Downs	Hunter	McWhinney	Smith T K
Betts	Druss	Hutchinson	Merrigan	Solomon
Blakely	Duke	Jacobs	Miller	Soule
Bloch	Ellsworth	Jager	Moore T C	Steinberg
Blodgett	Evans	Jeffery	Moran	Taylor
Bly	Everett	Jenks	Morrissey	Trahan
Booth	Fenner	Jesse	Moses	Ullman
Borkowski	Finch	Judson	Mullen	VanWagenen
Brady	Flynn	Kelly	Neary	Wackerman
Brooks	Fox	Kiernan	Nichols	Wallace
Brundage	Frerichs	Kirkland	O'Connor	Walsh
Burchill	Gaffers	Lattin	Orr	Webb
Campbell E C	Gage	Leininger	Pette	Wells
Campbell W W	Galgano	Lewis	Porter	Westall
Carroll	Gardner	Long	Rayher	Wheelock

Caulfield	Gempler	Lord	Reiburn	Whitcomb
Chamberlin	Giaccone	Lown	Reilly	Williams
Clayton	Gray	Lyman	Reiss	Witter
Cole	Greenwald	MacFarland	Rice	Wright
Cosgrove	Hackenbush	Martin	Richford	Yale
Cowee	Hager	Mastick	Sackett	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Witter offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on agriculture be discharged from the further consideration of Senate bill (No. 896, Rec. No. 155) entitled "An act to amend the Agricultural Law, in relation to cattle."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Witter, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Witter, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Adler	Crowley	Harrington	McCleary	Schwab
Antin	Dickstein	Harris	McDonald	Seaker
Aronson	Di Pirro	Hausner	McGinnies	Seelbach
Bailey	Doherty	Hawkins	McKee	Smith C C
Barnes	Donohue	Henderson	McLoughlin	Smith J C
Bartholomew	Downs	Hunter	McWhinney	Smith M L
Baum	Druss	Hutchinson	Merrigan	Smith T K
Betts	Duke	Jacobs	Miller	Solomon
Blakely	Ellsworth	Jager	Moore T C	Soule
Bloch	Evans	Jeffery	Moran	Steinberg
Blodgett	Everett	Jenks	Morrissey	Taylor
Bly	Fenner	Jesse	Moses	Trahan
Booth	Finch	Judson	Mullen	Ullman
Borkowski	Flynn	Kelly	Neary	Van Wagenen
Brooks	Fox	Kiernan	Nichols	Wackerman
Brundage	Frerichs	Kirkland	O'Connor	Wallace

Burchill	Gaffers	Lattin	Orr	Walsh
Campbell E C	Gage	Leininger	Pette	Webb
Campbell W W	Galgano	Lewis	Porter	Wells
Carroll	Gardner	Long	Rayher	Westall
Caulfield	Gempler	Lord	Reiburn	Wheelock
Chamberlin	Giaccione	Lown	Reilly	Whitcomb
Clayton	Gray	Lyman	Reiss	Williams
Cole	Greenwald	MacFarland	Rice	Witter
Cosgrove	Hackenburg	Martin	Richford	Wright
Cowee	Hager	Mastick	Sackett	Yale
Crews	Halpern	McArdle		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1350, Int. No. 644) entitled "An act to amend the Agricultural Law, in relation to cattle," having been announced for a third reading,

On motion of Mr. Witter, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 1442, Int. No. 208) entitled "An act to amend the Conservation Law, in relation to the open season for water-fowl," was read the second time.

On motion of Mr. Fenner, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1441, Int. No. 323) entitled "An act to amend chapter two hundred of the Laws of eighteen hundred and fifty-four, entitled 'An act declaring a part of the West Canada creek, and its branches, a public highway, and regulating the passage of logs and lumber down the same, and for the improvement of said streams,' generally," was read the second time.

On motion of Mr. Barnes, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1119, Int. No. 79) entitled "An act to amend the Penal Law, in relation to drawing instruments and wills affecting real property, drawing legal papers and doing certain other acts, in cities by persons not admitted, licensed or registered," was read the second time.

On motion of Mr. Blodgett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 890, Int. No. 832) entitled "An act to establish and maintain a water department in and for the city of Norwich," having been announced for a second reading,

On motion of Mr. Lord, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The Assembly bill (No. 552, Assembly Reprint No. 1412, Rec. No. 103) entitled "An act to amend the charter of the city of Rochester, generally," was read the second time.

On motion of Mr. Adler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1411, Int. No. 622) entitled "An act to amend the Domestic Relations Law, in relation to the amount and disposition of marriage license fees and the compensation of county clerks for recording and making reports of marriage licenses," was read the second time.

On motion of Mr. Wheelock, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1455, Int. No. 731) entitled "An act to amend the Public Service Commissions Law, in relation to creating the public service commission and the transit commission, defining the jurisdiction, powers and duties of such commissions, and abolishing the Public Service Commission of the First District, the Public Service Commission of the Second District and the office of Transit Construction Commissioner," having been announced for a second reading,

On motion of Mr. Adler, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1421, Int. No. 785) entitled "An act to amend the charter of the city of Buffalo, generally," was read the second time.

On motion of Mr. Rowe, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1420, Int. No. 368) entitled "An act in relation to unclaimed interest moneys in the hands of the public administrator in the county of New York, and the use of a portion thereof for certain purposes," was read the second time.

On motion of Mr. Aronson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1419, Int. No. 953) entitled "An act in relation to the fees in the surrogate's court of the county of New York, and repealing certain sections of chapter five hundred and thirty of the Laws of eighteen hundred and eighty-four, entitled 'An act in relation to the office of surrogate of the county of New York,'" was read the second time.

On motion of Mr. Donohue, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1417, Int. No. 607) entitled "An act to amend the Military Law, in relation to certain State officers and employees who served in the Federal military, naval or marine service during the World War," was read the second time.

On motion of Mr. Kiernan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1416, Int. No. 844) entitled "An act to amend the Executive Law, in relation to disposition of fees paid by notaries public," was read the second time.

On motion of Mr. Ullman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1415, Int. No. 179) entitled "An act to amend the Greater New York charter, in relation to positions to which certain pension provisions are applicable," having been announced, Mr. Pette moved to amend as follows:

Line 9, strike out words "operating under".

Line 10, strike out words "the municipal or State civil service rules or regulations".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 1414, Int. No. 662) entitled "An act to amend the Greater New York charter, in relation to aldermanic districts, the division of the city into the same, and the boundaries thereof and to districts for home rule and local improvements," was read the second time.

On motion of Mr. Jesse, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1133, Int. No. 1021) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Walter L. Stilwell, George B. Gerard and Edna A. Brush against the State for damages alleged to have been sustained while being forced to aid the police of the city of New York in the capture of escaped criminals, and to render judgment therefor," was read the second time.

On motion of Mr. Bailey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 988, Int. No. 903) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for damages sustained, additional labor and material furnished and moneys expended, through the fault of the State, in connection with three separate contracts for construction work at Letchworth Village, Thiells, New York," was read the second time.

On motion of Mr. E. C. Campbell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1135, Int. No. 1023) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for money expended by it for additional labor and overtime work under a contract for the erection and completion of the poultry building at the State Fair grounds near Syracuse, New York," was read the second time.

On motion of Mr. E. C. Campbell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 613, Int. No. 585) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the canalized Mohawk river at and near Schenectady, by reason of the alleged negligent construction and maintenance of the Vischer's Ferry dam, the six months' statute of limitations having run against said claims," was read the second time.

On motion of Mr. W. W. Campbell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1037, Int. No. 952) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claims of certain persons against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen, and to render judgment therefor," was read the second time.

On motion of Mr. W. W. Campbell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 378, Int. No. 375) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Henry Hart filed in the Court of Claims of the State of New York," was read the second time.

On motion of Mr. Chamberlin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 791, Int. No. 738) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Michael Fitzgerald against the State for extra work alleged to have been done by him in connection with contract number twenty-two, in connection with construction of new highway bridges and recent new highway bridge over the Erie canal between Cold Spring and Free Bridge on the Seneca river, and to render judgment therefor," was read the second time.

On motion of Mr. Cowee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 873, Int. No. 820) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the alleged claim of Charles P. Senecal against the State for loss and damage sustained by the destruction of an automobile through the alleged negligent operation of the State bridge spanning the Hudson river at Troy and Watervliet," was read the second time.

On motion of Mr. Gaffers, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 917, Int. No. 507) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Ida M. Reed, personally and as administratrix of the estate of Merritt Lewis Reed, deceased, against the State for damages for the death of said deceased, alleged to

have occurred as the result of the negligence of a superior or fellow employee, or both, in the employ of the State at Saranac Lake on the thirteenth day of May, nineteen hundred and nineteen, and authorizing such court to render judgment therefor," was read the second time.

On motion of Mr. Harrington, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 720, Int. No. 682) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Charles O. Roe of the village of Canisteo, New York, against the State, for damages alleged to have been sustained by him, on or about the twenty-second day of March, nineteen hundred and nineteen, through the alleged negligence of the State, its agents and employees on the State highway known as route fifteen, and to render judgment therefor," was read the second time.

On motion of Mr. Hunter, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 145, Int. No. 145) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Charles Specht, as assignee, and Glenn A. Stockwell, as trustee in bankruptcy of McMahon and Fell, individually and as copartners, for an alleged breach of contract and for extra work performed and material furnished in the Cambria-Lockport county highway, and to render judgment therefor," was read the second time.

On motion of Mr. Jeffrey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1023, Int. No. 938) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Joseph Schaufler against the State while engaged in the work of the State in endeavoring to capture a lunatic who had escaped from the Binghamton State Hospital," was read the second time.

On motion of Mr. Long, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 417, Int. No. 408) entitled "An act to confer

jurisdiction upon the Court of Claims to hear and determine the claim of the firm of Paddleford and King for moneys alleged to be due them for the construction of a concrete bridge upon county highway number seven hundred and five in the county of Chenango," was read the second time.

On motion of Mr. Lord, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 811, Int. No. 758) entitled "An act to confer jurisdiction upon the Court of Claims, to hear, audit and determine the claim of the county of Chenango for reimbursement of moneys paid by such county for road construction alleged to have been chargeable to the State," was read the second time.

On motion of Mr. Lord, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 512, Int. No. 499) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Francis Normandin against the State for personal injuries alleged to have been sustained while performing military service at Glens Falls, New York, on or about the third day of February, nineteen hundred and twenty, and to render judgment therefor," was read the second time.

On motion of Mr. MacFarland, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 558, Int. No. 538) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of George J. Vail against the State for damages to and loss of use of an automobile stolen by George Stivers and Marcus Bassett, inmates of Sing Sing prison, while such inmates were in the act of escaping from such prison, and to render judgment therefor," having been announced, Mr. Mastick moved to amend as follows:

Page 2, line 7, after the word "by" insert "the negligence of".

Line 8, after the comma insert "and the State shall be deemed to have assumed liability and be liable therefor,".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 1028, Int. No. 943) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Albert A. Johnson against the State for unpaid salary for services rendered under contract as director of the State Institute of Applied Agriculture on Long Island, and to render judgment therefor," was read the second time.

On motion of Mr. McWhinney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 384, Int. No. 381) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the claim of Lewis P. Maxim against the State, for damages alleged to have been sustained by him on November first, nineteen hundred and eighteen, and to render judgment therefor," was read the second time.

On motion of Mr. Morrissey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 423, Int. No. 414) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the town of Waddington, Saint Lawrence county, against the State for reimbursement of money, erroneously paid to the county treasurer of said county to pay the amount of drafts of the State Commissioner of Highways, to apply upon a certain highway contract," was read the second time.

On motion of Mr. Seaker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 667, Int. No. 633) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine a claim by John H. Hasbrouck, Kathryn Leonhard and Walter D. Hasbrouck as trustee of the estate of the late Josiah Hasbrouck, for Emily S. Burnett for damages to the Sleightsburgh ferry on Rondout creek by the construction of State route number three and a bridge in connection therewith," was read the second time.

On motion of Mr. Van Wagenen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1035, Int. No. 950) entitled "An act to authorize, empower and direct the Commissioner of Agriculture to investi-

gate the claim of E. and D. R. Glezen for damages alleged to have been sustained by them in the killing or injury of their sheep by dogs and to determine the amount of such damages," was read the second time.

On motion of Mr. Witter, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate returned the Assembly bill (No. 629, Senate Reprint No. 897, Int. No. 104) entitled "An act in relation to employers' liability, constituting chapter twenty-three of the Consolidated Laws," with a message that they have concurred in the passage of the same with the following amendments:

In the title strike out "seventy-three" and insert in place thereof "seventy-four".

Page 1, line 1, strike out "seventy-three" and insert in the place thereof "seventy-four."

Mr. Brady moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Adler	Crews	Halpern	McArdle	Schwab
Antin	Crowley	Harrington	McCleary	Seaker
Aronson	Dickstein	Harris	McDonald	Seelbach
Bailey	Di Pirro	Hausner	McGinnies	Smith C C
Barnes	Doherty	Hawkins	McKee	Smith J C
Bartholomew	Donohue	Henderson	McLoughlin	Smith M L
Baum	Downs	Hunter	McWhinney	Smith T K
Betta	Druss	Hutchinson	Merrigan	Solomon
Blakely	Duke	Jacobs	Miller	Soule
Bloch	Ellsworth	Jager	Moore T C	Steinberg
Blodgett	Evans	Jeffery	Moran	Taylor
Bly	Everett	Jenks	Morrissey	Trahan
Booth	Fenner	Jesse	Moses	Ullman
Borkowski	Finch	Judson	Mullen	VanWagenen
Brady	Flynn	Kelly	Neary	Wackerman
Brooks	Fox	Kiernan	Nichols	Wallace
Brundage	Frerichs	Kirkland	O'Connor	Walsh
Burchill	Gaffers	Lattin	Orr	Webb
Campbell E C	Gage	Leininger	Pette	Wells

Campbell	W W Galgano	Lewis	Porter	Westall
Carroll	Gardner	Long	Rayher	Wheelock
Caulfield	Gempler	Lord	Reiburn	Whitcomb
Chamberlin	Giaccone	Lown	Reilly	Williams
Clayton	Gray	Lyman	Reiss	Witter
Cole	Greenwald	MacFarland	Rice	Wright
Cosgrove	Hackenburg	Martin	Richford	Yale
Cowee	Hager	Mastick	Sackett	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 362, Senate Reprint No. 937, Int. No. 362) entitled "An act to further amend chapter two hundred and eighty-eight of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Hornellsville, and to change the name thereof,' generally." with a message that they have concurred in the passage of the same with the following amendments:

Page 4, line 5, strike out all after the period.

Strike out all of lines, 6, 7, 8, 9.

Line 10, strike out matter in italics and insert in italics "At least ten days' notice of the time and place of such examination or inquiry shall be given personally if the claimant can be found with the exercise of reasonable diligence and inquiry within the city. If after the exercise of reasonable diligence and inquiry said claimant cannot be found within the city, then said notice shall be given by mailing a copy thereof signed by the city clerk and enclosed in a securely closed post paid wrapper addressed to the claimant at his last known place of residence or business at least fifteen days before the date fixed in said notice."

Page 9, line 20, strike out "collections" and insert "collectors".

Page 11, line 13, insert opening bracket before "not".

Line 14, insert closing bracket after "law".

Line 18, before the period insert in italics "unless otherwise specifically appropriated by law".

Mr. Hunter moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were

Adler	Crews	Halpern	M
Antin	Crowley	Harrington	M
Aronson	Dickstein	Harris	M
Bailey	Di Pirro	Hausner	M
Barnes	Doherty	Hawkins	M
Bartholomew	Donohue	Henderson	M
Baum	Downs	Hunter	M
Betts	Druss	Hutchinson	M
Blakely	Duke	Jacobs	M
Bloch	Ellsworth	Jager	M
Blodgett	Evans	Jeffery	M
Bly	Everett	Jenks	M
Booth	Fenner	Jesse	M
Borkowski	Finch	Judson	M
Brady	Flynn	Kelly	Ne
Brooks	Fox	Kiernan	Ni
Brundage	Frerichs	Kirkland	O'
Burchill	Gaffers	Lattin	Or
Campbell E C	Gage	Leininger	Pe
Campbell W W	Galgano	Lewis	Po
Carroll	Gardner	Long	Ra
Caulfield	Gempler	Lord	Rei
Chamberlin	Giaccone	Lown	Rei
Clayton	Gray	Lyman	Rei
Cole	Greenwald	MacFarland	Ric
Cosgrove	Hackenburg	Martin	Ric
Cowee	Hager	Mastick	Sac

Ordered, That the Clerk return said bill message that the Assembly have concurred the Senate thereto.

Mr. Speaker presented the following cor

WASHINGTON

Hon. EDWARD H. MACHOLD, *Speaker of Capitol, Albany, N. Y.:*

My dear Mr. Speaker: It is with real tender you my resignation as member of the two years that it has been my privilege I have grown to entertain the warmest friends members. My term of service there will aid in my life, and I entertain the highest respect that body.

I wish all of the members of the Assembly that I mean it when I say that I sincerely pass by wherever I may be in the future with

Believe me, Very truly yours,

THEODORE R
The Assistant Sec

The Senate returned the bill (No. 478, Int. No. 468) entitled "An act to amend the Greater New York charter, in relation to Hunter College teachers' retirement board," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the bill (No. 642, Int. No. 608) entitled "An act to amend chapter six hundred and sixty-seven of the Laws of nineteen hundred and ten, entitled 'An act to amend, revise and consolidate the charter of the village of Ossining,' in relation to the compensation of officers and employees of the village of Ossining."

Also, the bill (No. 550, Int. No. 530) entitled "An act to amend chapter two hundred and sixty-six of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend, revise and consolidate the acts relating to the village of Horseheads, in Chemung county, and to enlarge the powers of the corporation of said village,' generally."

Also, the bill (No. 783, Int. No. 618) entitled "An act to amend the Village Law, in relation to the retirement of policemen in certain counties," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

The privileges of the floor were extended to Hon. A. B. Parker, Hon. H. M. Merrill, Hon. Mr. Quackenbush and Hon. J. F. Whipple.

On motion of Mr. Adler, the House adjourned.

WEDNESDAY, MARCH 16, 1921

The House met pursuant to adjournment.

Prayer by Rev. Chas. G. Mallory, Selkirk.

On motion of Mr. Adler, the reading of the journal of yesterday was dispensed with, and the same was approved.

Mr. Bly introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to the grand jury" (Int. No. 1319), which was read the first time and referred to the committee on codes.

Mr. Brady introduced a bill entitled "An act to amend the Religious Corporations Law, in relation to sale, mortgage and lease of real property" (Int. No. 1320), which was read the first time and referred to the committee on charitable and religious societies.

Mr. Cosgrove introduced a bill entitled "An act to amend the Code of Criminal Procedure, in relation to appeals and repealing certain sections thereof" (Int. No. 1321), which was read the first time and referred to the committee on codes.

Mr. Gage introduced a bill entitled "An act to authorize increase of compensation of county treasurers and district attorneys during the terms of incumbents now in office" (Int. No. 1322), which was read the first time and referred to the committee on internal affairs.

Mr. Long introduced a bill entitled "An act to amend the Education Law, in relation to apportionment to contracting district" (Int. No. 1323), which was read the first time and referred to the committee on public education.

Mr. Martin introduced a bill entitled "An act to amend the Stock Corporation Law, in relation to the filing of report of existence" (Int. No. 1324), which was read the first time and referred to the committee on the judiciary.

Mr. McGinnies introduced a bill entitled "An act to amend the State Charities Law, in relation to quarterly or monthly estimates of expenses" (Int. No. 1325), which was read the first time and referred to the committee on ways and means.

Mr. McKee introduced a bill entitled "An act to amend the Insanity Law, in relation to the commitment of the insane" (Int. No. 1326), which was read the first time and referred to the committee on public institutions.

Mr. McWhinney introduced a bill entitled "An act to amend the Tax Law, in relation to imposing taxes upon and with respect to

income" (Int. No. 1327), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Moses introduced a bill entitled "An act to amend the Public Service Commission Law, in relation to the reading of gas, electric light, steam and water meters and evidence of such reading" (Int. No. 1328), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Trahan introduced a bill entitled "An act to amend the Insurance Law, in relation to mutual fire insurance corporations" (Int. No. 1329), which was read the first time and referred to the committee on insurance.

Mr. Wallace introduced a bill entitled "An act to amend the Penal Law and the Public Health Law, in relation to fee splitting by physicians and surgeons" (Int. No. 1330), which was read the first time and referred to the committee on codes.

Mr. Witter introduced a bill entitled "An act to amend the Agricultural Law, in relation to bees" (Int. No. 1331), which was read the first time and referred to the committee on public education.

Also, "An act to amend the Membership Corporations Law, in relation to the purchasing of food and contracts and agreements" (Int. No. 1332), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Business Corporations Law, in relation to co-operative associations" (Int. No. 1333), which was read the first time and referred to the committee on general laws.

Mr. Lattin introduced a bill entitled "An act to amend the County Law, in relation to the establishment of institutions for the purpose of preventing the development of tuberculosis in children who are exposed or predisposed thereto" (Int. No. 1334), which was read the first time and referred to the committee on internal affairs.

Mr. McWhinney introduced a bill entitled "An act to amend the Education Law, in relation to fees of printers for publishing notices and reports" (Int. No. 1335), which was read the first time and referred to the committee on public education.

Mr. Orr introduced a bill entitled "An act to amend the Workmen's Compensation Law, in relation to limiting the insuring of

compensation to injured employees in State insurance fund" (Int. No. 1336), which was read the first time and referred to the committee on the judiciary.

Mr. Zimmerman introduced a bill entitled "An act to amend the Penal Law, in relation to the making of complaints without intention to prosecute the same" (Int. No. 1337), which was read the first time and referred to the committee on codes.

Mr. Adler introduced a bill entitled "An act to amend section one hundred and forty of the Public Lands Law, being chapter fifty of the Laws of nineteen hundred and nine, as amended by chapter one hundred and sixty-seven of the Laws of nineteen hundred and thirteen, by rendering canal lands abandoned pursuant to the provisions of article four of the Public Lands Law exempt from condemnation by railroad corporations until such lands have been sold and conveyed in the manner provided by the Public Lands Law" (Int. No. 1338), which was read the first time and referred to the committee on ways and means.

Mr. Harrington introduced a bill entitled "An act to amend the Tax Law, in relation to exemption from taxation of the real and personal property of corporations or associations of veterans of the World War" (Int. No. 1339), which was read the first time and referred to the committee on taxation and retrenchment.

By unanimous consent, Mr. Morrissey introduced a bill entitled "An act to amend chapter one hundred and sixty-four of the Laws of eighteen hundred and sixty-one, entitled 'An act to incorporate the Children's Home Society,' in relation to objects of such corporation" (Int. No. 1340), which was read the first time and referred to the committee on the judiciary.

Mr. Martin introduced a bill entitled "An act to change the name of 'The National Order of the Daughters of Isabella' to 'Catholic Daughters of America'" (Int. No. 1341), which was read the first time and referred to the committee on the judiciary.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Bly (No. 429, Int. No. 420) entitled "An act to amend the Civil Service Law, in relation to effect of service in the World War on the civil service status of soldiers, sailors and marines," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Jenks, Stitt, Ullman, Smith, T. K., Westall, Moran, Barnes, Bloch.

Also, Assembly bill introduced by Mr. Schwab (No. 466, Int. No. 457) entitled "An act to amend the Civil Service Law, in relation to retention in office," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Everett, Ullman, Smith, T. K., Westall, Moran, Barnes.

Also, Assembly bill introduced by Mr. Gempler (No. 454, Int. No. 445) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section eighteen of article three of the Constitution, in relation to the power of the Legislature to pass a private or local bill designating places of voting," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Everett, Ullman, Smith, T. K., Westall, Moran, Barnes.

Also, Assembly bill introduced by Mr. Hager (No. 886, Int. No. 828) entitled "An act to amend chapter fifty-six of the Laws of nineteen hundred and six, entitled 'An act to amend chapter two hundred and fifteen of the Laws of eighteen hundred and twenty, and to revise and consolidate the several acts relative to, and to change the name of the corporation heretofore known as the Trustees of the Theological Seminary of Auburn in the State of New York,' in relation to the powers, objects and purposes of such seminary," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Ullman, Smith, T. K., Westall, Moran, Barnes.

Also, Assembly bill introduced by Mr. Mullen (No. 624, Int. No. 596) entitled "An act to amend the Real Property Law, in relation to notice of hearing in action to register title to real property," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Everett, Ullman, Smith, T. K., Westall, Moran, Barnes.

Also, Assembly bill introduced by Mr. Lyman (No. 458, Int. No. 449) entitled "An act to amend the Justice Court Act, in relation to the laws repealed by such act and saving from such repeal certain provisions of the Code of Civil Procedure relating to summary proceedings for the recovery of real property," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Lown, Everett, Ullman, Smith, T. K., Westall, Moran, Barnes.

Also, Assembly bill introduced by Mr. T. K. Smith (No. 188, Int. No. 188) entitled "An act to amend the Judiciary Law, in relation to the qualifications of jurors," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Everett, Ullman, Smith, T. K., Westall, Moran, Barnes.

Also, Assembly bill introduced by Mr. Ullman (No. 1337, Int. No. 1213) entitled "An act to amend the Judiciary Law, in relation to the appointment of temporary stenographer where official stenographer fails to attend," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Everett, Ullman, Smith, T. K., Westall, Moran, Barnes.

Also, Assembly bill introduced by Mr. Steinberg (No. 560, Int. No. 540) entitled "An act to amend the Decedent Estate Law, in relation to the recording of certain instruments for the identification thereof," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Stitt, Ullman, Smith, T. K., Barnes, McKee.

Those who voted in the negative were: Messrs. Jenks, Westall, Moran, Bloch.

Also, Assembly bill introduced by Mr. Bly (No. 1120, Int. No. 276) entitled "An act to amend the Civil Service Law, in relation to the transfer of positions from the exempt to the competitive class," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Stitt, Ullman, Smith, T. K., Westall, Moran, Barnes, Bloch McKee.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Wright (No. 668, Int. No. 634) entitled "An act to amend the Domestic Relations Law, in relation to consents for the issuance of marriage licenses," reported in favor of the passage of the same with the following amendments:

Page 4, line 12, before "court" insert in italics "children's", strike out "of record duly acknowledged" and insert before the period in italics "if there be one in the county or city, in which a party to the proposed marriage who is less than sixteen years of age resides, and otherwise, of the county judge of the county".

Those who voted in the affirmative were: Messrs. Martin, Rowe, Everett, Ullman, Smith T. K., Westall, Moran, Barnes. which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Gray (No. 906, Int. No. 848) entitled "An act to amend the Surrogate's Court Act, in relation to compensation of the surrogate's court stenographer in Sullivan county," reported in favor of the passage of the same with the following amendment:

Page 2, line 13, strike out the word "exactly" and insert in place thereof the word "actually".

Those who voted in the affirmative were: Messrs. Martin, Rowe, Lown, Jenks, Stitt, Ullman, Smith, T. K., Westall, Moran, Barnes, Bloch, McKee.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Martin, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Jesse (No. 41, Int. No. 41) entitled "An act to amend the Election Law, in relation to the adoption and use of voting machines in New York city," reported the same with the following amendment:

Page 2, line 7, strike out all after "York", and lines 8 to 22, both inclusive, down to the period and insert in italics "*, or, if such board within such time fail to agree thereon, the secretary of state, within ten days after such thirty day period, shall adopt a kind or kinds of voting machine for use at elections in such city, and such board shall thereafter provide in the manner prescribed in this article a sufficient number of voting machines so that at the general election in nineteen hundred and twenty-one polling places in such city to the extent of at least three hundred shall be equipped therewith. At least one thousand of the polling places in such city shall be so equipped with voting machines for use at the general election in nineteen hundred and twenty-two. All the remaining polling places in such city shall be so equipped with voting machines for use at the general election in nineteen hundred and twenty-three. Such installation shall be as nearly as practicable by Assembly district units beginning with number one in each borough within the city of New York and that distribution of such machines be made to the several boroughs in the proportion, as nearly as practicable, as the number of polling places in each borough bears to the total number of polling places within the city*".

and requests that said bill be recommitted to said committee, which report was agreed to, and said bill ordered reprinted, and recommitted to said committee.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Chamberlin (No. 1163, Int. No. 1051) entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,' generally," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Antin (No. 1130, Int. No. 1018) entitled "An act to amend the Greater New York charter, repealing section eleven hundred and thirty-a thereof, relating to the college officials' and professors' retirement fund and inserting in its place a new section eleven hundred and thirty-a, in relation to the retirement fund of The College of the

City of New York," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Westall (No. 1062, Int. No. 975) entitled "An act to amend the charter of the city of White Plains, generally," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Fenner (No. 1042, Int. No. 955) entitled "An act to amend the Ithaca city charter, in relation to powers and duties of the board of fire commissioners," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Fenner (No. 1140, Int. No. 1028) entitled "An act to amend the Ithaca city charter, in relation to collection of city taxes," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Halpern (No. 212, Int. No. 210) entitled "An act to amend the Greater New York charter, in relation to publication of notice of proceedings to condemn property for street purposes in Queens, Bronx and Richmond counties," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Wells (No. 492, Int. No. 482) entitled "An act to create a commission to examine the Greater New York charter and the local laws affecting New

York city and the five counties included therein, to investigate the methods of conducting and transacting business in the several departments, boards and offices thereof," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers.

Those who voted in the negative were: Messrs. Jesse, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Gaffers (No. 1202, Int. No. 1081) entitled "An act to amend chapter one hundred and thirty of the Laws of nineteen hundred and fifteen, entitled 'An act to revise the charter of the city of Cohoes,' in relation to the collection of unpaid State and county taxes," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle.

Also, Assembly bill introduced by Mr. Brooks (No. 1294, Int. No. 1170) entitled "An act to amend chapter five hundred and twelve of the Laws of nineteen hundred and twenty, entitled 'An act to create a water district to be known as the Sherrill-Kenwood water district, comprised of the present city of Sherrill and a part of the city of Oneida, providing for the administration thereof, the election of water commissioners, their terms of office and powers and duties, and repealing section two hundred and twenty-seven of the charter of the city of Sherrill, relating to the construction of a system of water works,' in relation to the conversion of coupon into registered bonds and registered into coupon bonds," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Martin (No. 1025, Int. No. 940) entitled "An act to amend section two and section forty-seven of the charter of the city of Sherrill, increasing the territorial boundaries thereof and providing for the appointment

of assessors," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Donohue (No. 885, Int. No. 827) entitled "An act to amend the Greater New York charter, in relation to pier accommodations for boats and barges," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Frerichs (No. 687, Int. No. 651) entitled "An act to amend the Greater New York charter, in relation to power of the comptroller to settle arrears of taxes," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Richford (No. 1051, Int. No. 964) entitled "An act to amend chapter four hundred and seventy-seven of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Elmira,' in relation to salary of the stenographer of the city court," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Richford (No. 1052, Int. No. 965) entitled "An act to amend chapter four hundred and seventy-seven of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Elmira,' in relation to the appointment of police patrol drivers," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Cole (No. 939, Int. 861) entitled "An act to amend the Corning charter, generally," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Chamberlin (No. 1215, Int. No. 1091) entitled "An act to amend chapter six hundred and eighty-five of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of public safety of the city of Syracuse,' in relation to the discipline of officers and members of the police and fire departments," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Chamberlin (No. 1214, Int. No. 1090) entitled "An act to amend chapter three hundred and fifty-six of the Laws of nineteen hundred and seven, 'An act to provide for the construction of intercepting sewers in and for the city of Syracuse,' in relation to authorizing and empowering the Syracuse intercepting sewer board to regulate and improve the channel of Onondaga creek from a point about two hundred and fifty feet west from Plum street to the Barge canal harbor, and the amount of bonds which may be issued thereunder," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Chamberlin (No. 1216, Int. No. 1092) entitled "An act to amend the General Municipal Law, in relation to recreation commission in cities and villages," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Chamberlin (No. 660, Int. No. 626) entitled "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse,' in relation to the publication of the common council proceedings," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Liberman (No. 1189, Int. No. 1068) entitled "An act authorizing the commissioners of the sinking fund of the city of New York to cancel and annul all taxes, water rents and assessments which are now a lien upon the property of Institutional Synagogue, a religious corporation in the city of New York," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Blakely (No. 1072, Int. No. 984) entitled "An act to amend chapter four hundred and fifty-two of the Laws of nineteen hundred and eight, entitled 'An act to supplement the general laws relating to the government of the city of Yonkers, and to revise and consolidate the local laws relating thereto,' in relation to payment of taxes on real and personal property," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Leininger (No. 1022, Int. No. 937) entitled "An act to amend the Greater New York charter, in relation to the compensation of secretary and treasurer of the trustees of the exempt firemen's benevolent fund of the borough of Queens," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Judson (No. 615, Int. No. 587) entitled "An act to amend the General City Law, in relation to the creation of purchasing departments and agencies," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Judson (No. 864, Int. No. 811) entitled "An act to provide for a department of public health in and for second and third class cities," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Finch (No. 1078, Int. No. 990) entitled "An act to authorize the city of Hudson to borrow money by the issue of bonds for the purpose of meeting temporary deficiencies," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

Also, Assembly bill introduced by Mr. Westall (No. 1061, Int. No. 974) entitled "An act to amend the charter of the city of White Plains, generally," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Evans (No. 1041, Int. No. 954) entitled "An act to amend the charter of the city of Little Falls, generally," reported in favor of the passage of the same with the following amendments:

Page 1, line 1, after the period insert "Subdivision a of".

Page 1, line 1, strike out capital "S" in the word "section" and insert a small "s" in place thereof.

Page 1, line 1, strike out the word "eleven" and insert in place thereof "fifty-three".

Page 1, line 4, strike out "ninety-four" and insert in place thereof "one hundred and twenty-seven".

Page 1, line 4, strike out "nineteen" and insert in place thereof "twenty".

Page 1, strike out lines 6 to 12, inclusive.

Strike out pages 2, 3 and 4, inclusive.

Page 5, strike out lines 1 to 17, inclusive.

Page 5, line 20, strike out the numeral "5" and insert in place thereof the numeral "2".

Page 6, line 23, strike out " ; may fix the salaries of the city treas-".

Strike out lines 24 to 26, inclusive.

Page 7, line 1, strike out "body or officer".

Page 7, strike out lines 4 to 9, inclusive.

Page 7, line 10, strike out the numeral "7" and insert in place thereof the numeral "3".

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Williams (No. 411, Int. No. 357) entitled "An act to revise the charter of the city of Rome," reported in favor of the passage of the same with the following amendments:

Page 2, line 1, strike out "133" and insert "132".

Page 10, line 24, after word "treasurer," insert words "city clerk."

Page 16, line 24, after the word "treasurer" insert the words "and a city clerk".

Page 17, line 14, strike out now "also".

Page 18, line 15, strike out the word "twenty-five".

Page 18, line 16, strike out the word "hundred" and the word "four" ; before the word "dollars" insert the words "two thousand" ; after the word "counsel" insert the word "two".

Page 18, line 17, strike out the word "three" ; insert after the word "court" the word "two".

Page 13, line 18, strike out the word "two" and insert after the word "aldermen" the word "one".

Page 19, line 2, strike out the comma after the words "city clerk," and insert the word "and".

Page 19, line 3, after the word "treasurer" strike out the words "and corporation counsel".

Page 19, line 4, strike out the word "twenty-four" and insert after the word "of" the word "eighteen".

Page 19, line 4, after the word "annum" insert the sentence "The salary of the corporation counsel shall not exceed the sum of fifteen hundred dollars per annum."

Page 30, line 7, beginning with the word "at" strike out the remainder of the sentence.

Page 30, line 11, strike out the words "he shall be the" and the word "and". Insert before the word "city" the word "The".

Page 81, between lines 15 and 16, insert new paragraph to read as follows:

"Water rents or charges for any period prior to November one, nineteen hundred and twenty-one, which may not have been charged or levied before the enactment of this law shall be added to the first water roll prepared under this act subject to the provisions of levy and collection thereof."

Page 82, line 13, after the word "on" insert the words "or before".

Page 82, line 19, after the word "names" strike out the period and insert as follows: "which said warrant shall provide for the collection at such time as the common council may determine not later however than three and one-half months from the date thereof."

Page 83, line 11, strike out the words "and it shall be his duty".

Page 83, line 12, strike out the words "the city at large" and insert in the place thereof "that portion of the city within the corporation tax district".

Page 86, line 4, after the word "appoint" insert the words "from the regular policemen and firemen respectively of the city".

Page 86, line 5, strike out the word "and" and insert a period; after the word "department"; capitalize the letter "h" in the word "He", beginning a new sentence.

Page 86, line 11, insert the letter "s" after the words "assistant chief".

Page 86, line 12, insert the letter "s" after the words assistant chief".

Page 88, line 14, strike out the word "disease" and insert in place thereof the word "disability".

Page 89, line 18, after the word "days" insert "by reduction in grade or rank".

Page 93, line 14, strike out the word "or" and insert the word "as".

Page 94, line 20, strike out the words "or some one appointed by", and insert after the word "welfare" the words "shall appoint".

Page 94, line 21, strike out the word "him" and the word "and", and insert before the word "to" the words "a superintendent of charities," and before the word "shall" insert the word "who".

Page 94, line 22, strike out the word "superintendent".

Page 153, line 8, after the word "clerk" insert "but said clerk shall not stamp the same unless said map, plot or subdivision aforesaid shall have written thereon the approval of the city engineer of the city of Rome."

Page 156, line 23, beginning with the words "the board of" strike out the remainder of section 287.

Page 158, strike out lines 6, 7 and 8.

Page 158, line 9, change the figure "6" to the figure "5".

Page 158, line 21, strike out the words "and the State".

Page 158, line 22, strike out the words "and county tax".

Page 158, line 23, strike out the words "and no other extension", and insert a period after the word "year".

Page 158, line 24, strike out the entire line.

Page 159, line 10, add the letter "s" to the word "tax roll" and the word "warrant".

Page 160, line 21, after the word "January" insert "a penalty of five per cent shall be added".

Page 160, lines 22 and 23, strike out the whole of both lines.

Page 162, line 4, after the word "any" insert the word "city".

Page 169, line 20, beginning with the words "it shall" strike out the remainder of the page down to the word "treasurer" in line 25, and before the word "treasurer" in line 25 insert the word "The".

Page 170, line 3, beginning with the words "he shall not be" strike out the balance of section 299.

Page 201, between lines 20 and 21, insert a new line as follows:
 "1905 13"

Page 201, between lines 25 and 26, insert two lines as follows:
 "1906 393
 "1909 321"

Page 202, between lines 11 and 12, insert new line as follows:

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Blakely, from the committee on affairs of cities, to which was referred Senate bill introduced by Mr. Lockwood (No. 366, Rec. No. 89) entitled "An act to authorize certain cities of the first class to make appropriations for educational purposes in addition to those contained in the annual budget for nineteen hundred and twenty-one, and to incur indebtedness and issue bonds or other obligations to meet such appropriations," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Blakely, Wells, Whitcomb, Booth, Crowley, Chamberlin, Gaffers, Jesse, Blodgett, Pette, McArdle, Kiernan.

which report was agreed to, and said bill placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. McGinnies (No. 673, Int. No. 637) entitled "An act to amend the County Law, in relation to the reports of county treasurers," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Miller, Van Wagenen, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. McGinnies (No. 1263, Int. No. 1139) entitled "An act to amend the County Law, in relation to compensation of county judge holding court in another county," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Miller, Smith, C. C., Van Wagenen, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Everett (No. 1353, Int. No. 1226) entitled "An act for the relief of the town of

Clifton in the county of Saint Lawrence," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Miller, Smith, C. C., Van Wagenen, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Everett (No. 1354, Int. No. 1227) entitled "An act to authorize the State Commission of Highways to occupy a right of way on certain lands in the forest preserve in order to maintain its character as wild forest lands," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Miller, Smith, C. C., Van Wagenen, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Flynn (No. 1358, Int. No. 1231) entitled "An act to amend the Judiciary Law. in relation to the salaries of interpreters of the county court of Bronx county," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Miller, Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. Wheelock (No. 1402, Int. No. 1260) entitled "An act to amend the Highway Law, generally," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Miller, Smith, C. C., Van Wagenen, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Assembly bill introduced by Mr. McGinnies (No. 1449, Int. No. 1286) entitled "An act to amend the Highway Law, in relation to the maintenance of county roads which are designated for improvement under chapter eighteen of the Laws of nineteen hundred and twenty-one," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Miller, Smith, C. C., Van Wagenen, Finch, Kirkland, Bartholomew, Ellsworth.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Martin (No. 614, Int. No. 586) entitled "An act to amend the Poor Law, in relation to price of headstones for soldiers' graves," reported in favor of the passage of the same with the following amendments:

Page 2, line 16, strike out the brackets surrounding the word "fifty".

Page 2, line 16, strike out the italicized words "seventy-five".

Page 2, line 16, after the comma following the word "dollars" insert in italics "except in a county containing a population of more than one hundred and sixty thousand and not over one hundred and eighty-five thousand inhabitants, such headstone shall not cost more than seventy-five dollars."

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Miller, Smith, C. C., Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

In the negative: Mr. Cheney.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Martin (No. 1220, Int. No. 1096) entitled "An act to amend the County Law, in relation to the creation of county purchasing departments and agencies," reported in favor of the passage of the same with the following amendments:

Page 2, line 4, after "county" insert in italics "not wholly included within a city and".

Page 2, line 6, before the word "is" insert in italics "according to the last preceding Federal census or State enumeration".

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Miller, Van Wagenen, Finch, Kirkland, Bartholomew, Ellsworth.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Wheelock, from the committee on internal affairs, to which was referred Senate bill introduced by Mr. Carson (No. 749,

Rec. No. 141) entitled "An act to amend the County Law, in relation to compensation of supervisors in Ontario county," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Cheney, Hager, Harris, Miller, Smith, C. C., Van Wagenen, Yale, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Senate bill introduced by Mr. Fearon (No. 688, Rec. No. 99) entitled "An act to amend the Town Law, in relation to appropriations by town boards in certain counties for rental of rooms for posts of war veterans," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Miller, Smith, C. C., Van Wagenen, Finch, Kirkland, Bartholomew, Ellsworth.

Also, Senate bill introduced by Mr. Lowman (No. 837, Rec. No. 126) entitled "An act to amend the Highway Law, in relation to local ordinances limiting the speed of motor vehicles," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Wheelock, Hager, Harris, Miller, Smith, C. C., Van Wagenen, Finch, Kirkland, Bartholomew, Ellsworth.

which report was agreed to, and said bills placed on the order of second reading.

Mr. Richford, from the committee on general laws, to which was referred Assembly bill introduced by Mr. McWhinney (No. 565, Int. No. 545) entitled "An act to amend the Real Property Law, in relation to the licensing and regulation of real estate brokers and salesmen," reported in favor of the passage of the same with the following amendments:

Page 2, line 4, strike out "Secretary".

Line 5, strike out "of State" and insert "State Tax Commission".

Page 3, lines 17 and 18, strike out "Secretary of State" and insert "State Tax Commission".

Page 4, lines 7, 24 and 25, strike out "Secretary of State" and insert "State Tax Commission".

Page 5, lines 1, 2, 5, 7, 12, 13, 14, 18, strike out "Secretary of State" and insert "State Tax Commission".

Page 6, lines 15, 16, 21 and 23, strike out "Secretary of State" and insert "State Tax Commission".

Page 7, line 3, strike out "Secretary of State" and insert "State Tax Commission".

Page 8, lines 6, 10 and 26, strike out "Secretary of State" and insert "State Tax Commission".

Page 9, lines 2, 8, 9, 12, 17, 18 and 23, strike out "Secretary of State" and insert "State Tax Commission".

Line 9, strike out "his" and insert "its".

Line 10, strike out "secretary" and insert "president of the Commission".

Page 10, line 9, strike out "appraising,".

Page 11, lines 6, 11, 13 and 17, strike out "Secretary of State" and insert "State Tax Commission".

Line 6, strike out "written" and insert "sworn".

Page 12, lines 19 and 20, strike out "Secretary of State" and insert "State Tax Commission".

Line 26, after the comma insert "or to loaning institutions in the making of appraisals".

Page 12, line 26, after the words "attorneys at law" omit the words "in the performance of their professional duties".

Page 13, lines 7, 11 and 17, strike out "Secretary of State" and insert "State Tax Commission".

Line 17, strike out "him" and insert "it".

Line 22, strike out "Secretary of State" and insert "president of the State Tax Commission".

Page 14, line 2, strike out "Secretary of State" and insert "State Tax Commission".

Line 15, strike out "Secretary of State" and insert "president of the State Tax Commission".

Those who voted in the affirmative were: Messrs. Brady, Neary, Halpern, Blodgett, Druss, Aronson, Borkowski, O'Connor, Walsh, Galgano.

In the negative: Mr. Richford.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Richford, from the committee on general laws, to which was referred Assembly bill introduced by Mr. Burchill (No. 701, Int. No. 663) entitled "An act to amend the General Business Law, in relation to municipal regulations relating to hawkers and peddlers," reported in favor of the passage of the same with the following amendments:

Page 2, line 2, after word "peddling" insert "without the use of any but a hand driven vehicle".

Page 2, line 14, after word "is" insert "a cripple and".

Those who voted in the affirmative were: Messrs. Richford, Brady, Neary, Halpern, Druss, Aronson, Borkowski, O'Connor, Walsh, Galgano.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Zimmerman, from the committee on canals, to which was referred Assembly bill introduced by Mr. Betts (No. 291, Int. No. 290) entitled "An act to amend the Canal Law, in relation to the alteration of roads on account of canal construction," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Zimmerman, Judson, Booth, Hawkins, Jeffery, Dobson, Giaccone, Merrigan. which report was agreed to, and said bill placed on the order of second reading.

Mr. Lattin, from the committee on public health, to which was referred Assembly bill introduced by Mr. McWhinney (No. 1000, Int. No. 915) entitled "An act to amend the Public Health Law, in relation to compensation of secretary of county mosquito extermination commission," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Lattin, Smith, C. C., Miss M. L. Smith, Hausner, Smith, J. C., Sackett, Wright, Lewis, Clayton.

Also, Assembly bill introduced by Mr. Lattin (No. 997, Int. No. 912) entitled "An act to amend the Public Health Law, in relation to the registration and supervision of laboratories where live pathogenic germs are handled, and to prevent the use of bacteria for criminal purposes, and to eliminate careless methods of transporting live germs," reported in favor of the passage of the same without amendment.

Those who voted in the affirmative were: Messrs. Lattin, Smith, C. C., Miss M. L. Smith, Hausner, Smith, J. C., Sackett, Wright, Lewis, Clayton.

Also, Assembly introduced by Mr. Lattin (No. 996, Int. No. 911) entitled "An act to amend the Public Health Law, in rela-

tion to district laboratory supply station the passage of the same without amendment.

Those who voted in the affirmative were C. C., Miss M. L. Smith, Hausner, Smith, Lewis, Clayton.

Also, Assembly bill introduced by Mr. (No. 868) entitled "An act to amend the relation to consolidated health districts, passage of the same without amendment.

Those who voted in the affirmative were C. C., Miss M. L. Smith, Hausner, Smith, Lewis, Clayton.

which report was agreed to, and said bill second reading.

Mr. Lattin, from the committee on public health referred Senate bill introduced by Mr. (No. 143) entitled "An act to amend the relation to public health nurses," reported in favor of the same without amendment.

Those who voted in the affirmative were C. C., Miss M. L. Smith, Hausner, Smith, Lewis, Clayton.

which report was agreed to, and said bill second reading.

Mr. Steinberg, from the committee on public health referred Assembly bill introduced by Mr. (No. 1258) entitled "An act conferring jurisdiction of Claims to hear, audit and determine the claims of tractors, sub-contractors and material men," reported in favor of the passage of the same.

Those who voted in the affirmative were McWhinney, Mullen, Pette, Gempler, Wackerman.

which report was agreed to, and said bill second reading.

Mr. Hunter, from the committee on public health referred the bill introduced by Mr. Barnes (No. 323) entitled "An act to amend chapter two

of eighteen hundred and fifty-four, entitled 'An act declaring a part of the West Canada creek, and its branches, a public highway, and regulating the passage of logs and lumber down the same, and for the improvement of said streams,' generally."

Also, the bill introduced by Mr. Schwab (No. 1367, Int. No. 385) entitled "An act to amend the Greater New York charter, in relation to the method of paying for paving of streets."

Also, the bill introduced by Mr. Blodgett (No. 1119, Int. No. 79) entitled "An act to amend the Penal Law, in relation to drawing instruments and wills affecting real property, drawing legal papers and doing certain other acts, in cities by persons not admitted, licensed or registered."

Also, the bill introduced by Mr. Aronson (No. 1420, Int. No. 368) entitled "An act in relation to unclaimed interest moneys in the hands of the public administrator in the county of New York, and the use of a portion thereof for certain purposes."

Also, the bill introduced by Mr. E. C. Campbell (No. 1135, Int. No. 1023) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for money expended by it for additional labor and overtime work under a contract for the erection and completion of the poultry building at the State Fair grounds near Syracuse, New York."

Also, the bill introduced by Mr. Kiernan (No. 1417, Int. No. 507) entitled "An act to amend the Military Law, in relation to certain State officers and employees who served in the Federal military, naval or marine service during the World War."

Also, the bill introduced by Mr. W. W. Campbell (No. 1037, Int. No. 952) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claims of certain persons against the State for damages to property alleged to have been sustained during the flood of the Mohawk river in the year nineteen hundred and eighteen, and to render judgment therefor."

Also, the bill introduced by Mr. Chamberlin (No. 378, Int. No. 375) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Henry Hart filed in the Court of Claims of the State of New York."

Also, the bill introduced by Mr. Fenner (No. 1442, Int. No. 208) entitled "An act to amend the Conservation Law, in relation to open season for waterfowl."

Also, the bill introduced by Mr. Van Wagenen (No. 667, Int. No. 633) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine a claim by John H. Hasbrouck, Kathryn Leonhard and Walter D. Hasbrouck as trustee of the estate of the late Josiah Hasbrouck, for Emily S. Burnett for damages to the Sleightsburgh ferry on Rondout creek by the construction of State route number three and a bridge in connection therewith."

Also, the bill introduced by Mr. Witter (No. 1035, Int. No. 950) entitled "An act to authorize, empower and direct the Commissioner of Agriculture to investigate the claim of E. and D. R. Glezen for damages alleged to have been sustained by them in the killing or injury of their sheep by dogs and to determine the amount of such damages."

Also, the bill introduced by Mr. Bailey (No. 1133, Int. No. 1021) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Walter L. Stilwell, George B. Gerard and Edna A. Brush against the State for damages alleged to have been sustained while being forced to aid the police of the city of New York in the capture of escaped criminals, and to render judgment therefor."

Also, the bill introduced by Mr. Seaker (No. 423, Int. No. 414) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the town of Waddington, Saint Lawrence county, against the State for reimbursement of money, erroneously paid to the county treasurer of said county to pay the amount of drafts of the State Commissioner of Highways, to apply upon a certain highway contract."

Also, the bill introduced by Mr. Donohue (No. 1419, Int. No. 953) entitled "An act in relation to the fees in the Surrogate's Court of the county of New York, and repealing certain sections of chapter five hundred and thirty of the Laws of eighteen hundred and eighty-four, entitled 'An act in relation to the office of surrogate of the county of New York.'"

Also, the bill introduced by Mr. Gaffers (No. 873, Int. No. 820) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the alleged claim of Charles P. Senecal against the State for loss and damage sustained by the destruction of an automobile through the alleged negligent operation of the State bridge spanning the Hudson river at Troy and Watervliet."

Also, the bill introduced by Mr. Harrington (No. 917, Int. No. 507) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Ida M. Reed, personally and as administratrix of the estate of Merritt Lewis Reed, deceased, against the State for damages for the death of said deceased, alleged to have occurred as the result of the negligence of a superior or fellow employee, or both, in the employ of the State at Saranac Lake on the thirteenth day of May, nineteen hundred and nineteen, and authorizing such court to render judgment therefor."

Also, the bill introduced by Mr. E. C. Campbell (No. 988, Int. No. 903) entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for damages sustained, additional labor and material furnished and moneys expended, through the fault of the State, in connection with three separate contracts for construction work at Letchworth Village, Thiells, New York."

Also, the bill introduced by Mr. W. W. Campbell (No. 613, Int. No. 585) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine certain claims against the State for damages alleged to have been sustained by reason of the overflow of the canalized Mohawk river at and near Schenectady, by reason of the alleged negligent construction and maintenance of the Vischer's Ferry dam, the six months' statute of limitations having run against said claims."

Also, the bill introduced by Mr. Hunter (No. 720, Int. No. 682) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Charles O. Roe of the village of Canisteo, New York, against the State, for damages alleged to have been sustained by him, on or about the twenty-second day of March, nineteen hundred and nineteen,

through the alleged negligence of the State, its agents and employees on the State highway known as route fifteen, and to render judgment therefor.

Also, the bill introduced by Mr. Morrissey (No. 384, Int. No. 381) entitled "An act to confer jurisdiction on the Court of Claims to hear, try and determine the claim of Lewis P. Maxim against the State, for damages alleged to have been sustained by him on November first, nineteen hundred and eighteen, and to render judgment therefor."

Also, the bill introduced by Mr. Jeffery (No. 145, Int. No. 145) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claims of Charles Specht, as assignee, and Glenn A. Stockwell, as trustee in bankruptcy of McMahon and Fell, individually and as copartners, for an alleged breach of contract and for extra work performed and material furnished in the Cambria--Lockport county highway, and to render judgment therefor."

Also, the bill introduced by Mr. Long (No. 1023, Int. No. 938) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Joseph Schaufler against the State while engaged in the work of the State in endeavoring to capture a lunatic who had escaped from the Binghamton State Hospital."

Also, the bill introduced by Mr. McWhinney (No. 1028, Int. No. 943) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Albert A. Johnson against the State for unpaid salary for services rendered under contract as director of the State Institute of Applied Agriculture on Long Island, and to render judgment therefor."

Also, the bill introduced by Mr. Lord (No. 417, Int. No. 408) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of the firm of Paddleford and King for moneys alleged to be due them for the construction of a concrete bridge upon county highway number seven hundred and five in the county of Chenango."

Also, the bill introduced by Mr. Wheelock (No. 1411, Int. No. 622) entitled "An act to amend the Domestic Relations Law, in relation to the amount and disposition of marriage license fees

and the compensation of county clerks for recording and making reports of marriage licenses."

Also, the bill introduced by Mr. Jesse (No. 1414, Int. No. 662) entitled "An act to amend the Greater New York charter, in relation to aldermanic districts, the division of the city into the same, and the boundaries thereof and to districts for home rule and local improvements."

Also, the bill introduced by Mr. Rowe (No. 1421, Int. No. 78) entitled "An act to amend the charter of the city of Buffalo, generally."

Also, the bill introduced by Mr. Cowee (No. 791, Int. No. 738) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Michael Fitzgerald against the State for extra work alleged to have been done by him in connection with contract number twenty-two, in connection with construction of new highway bridges and recent new highway bridge over the Erie canal between Cold Spring and Free Bridge on the Seneca river, and to render judgment therefor."

Also, the bill introduced by Mr. Lord (No. 811, Int. No. 758) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of the county of Chenango for reimbursement of moneys paid by such county for road construction alleged to have been chargeable to the State."

Also, the bill introduced by Mr. Carson (No. 1366, Rec. No. 84) entitled "An act authorizing the board of trustees of the village of Bath, Steuben county, to use certain moneys, the proceeds of the sale of village hall bonds, for the payment of bonds of the village, and providing for the levy and collection of taxes for the payment of the balance of such bonds and to reimburse such village hall fund."

Also, the bill introduced by Mr. MacFarland (No. 512, Int. No. 499) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Francis Normandin against the State for personal injuries alleged to have been sustained while performing military service at Glens Falls, New York, on or about the third day of February, nineteen hundred and twenty, and to render judgment therefor," reported the

same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Donohue (No. 1377, Int. No. 705) entitled "An act to amend chapter five hundred and fifty of the Laws of nineteen hundred and two, entitled 'An act to relieve the law department of the city of New York from paying fees to city, county or other officers,' in relation to executions by sheriffs," reported the same with the following recommendations:

On page 1, line 2, after "relieve" insert "the law department of".

On page 1, line 5, insert at beginning of line "Section 1".

On page 2, line 3, insert a comma after "New York".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Schwab (No. 1116, Int. No. 485) entitled "An act to locate in part the boundary lines between the counties of Kings and Queens," reported the same with the following recommendations:

On page 1, line 10, strike out "at the intersection of Flushing avenue and" and insert in place thereof "where the same is intersected by the center line of Onderdonk avenue about the southerly line of Metropolitan avenue, running thence southeasterly along the center line of Onderdonk avenue to the center line of Seneca avenue; thence southerly along the center line of Seneca avenue to Purdy place; thence southeasterly along the center line of Purdy place to Flushing avenue;"

On page 2, line 2, strike out "Onderdonk avenue".

On page 2, line 13, strike out "and running thence southeasterly along the".

On page 2, line 14, strike out "center line of Irving avenue".

On page 5, line 17, before the word "seventh" insert "third, fourth and", also add a letter "s" to "district", making same "districts".

On page 5, line 18, strike out "the" and insert in place thereof "such third and".

On page 5, line 19, add "s" to "districts", making same "districts".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the Senate bill introduced by Mr. Mullan (No. 1412, Rec. No. 103) entitled "An act to amend the charter of the city of Rochester, generally," reported the same with the following recommendations:

On page 4, italicize the last work of line 14, all of lines 15, 16, 17, 18, 19 and the first two words of line 20.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. Ullman (No. 1416, Int. No. 844) entitled "An act to amend the Executive Law, in relation to disposition of fees paid by notaries public," reported the same with the following recommendations:

On page 2, line 11, after the first "clerk" insert "or clerks".

On page 2, line 19, insert a comma at end of line.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hunter, from the committee on revision, to which was referred the bill introduced by Mr. J. C. Smith (No. 1371, Int. No. 806) entitled "An act to amend the charter of the city of Oneonta, generally," reported the same with the following recommendations:

On page 2, line 13, after the last bracket insert "Other than as provided by this act, the term of office of the mayor shall be two years, city judge two years, chamberlain two years, assessors two years, constables two years, of the aldermen two years."

On page 4, line 20, strike out the word "the" after "before".

On page 5, line 12, after "chapter" insert "as amended by chapter one hundred and fourteen of the Laws of nineteen hundred and nine".

On page 5, line 14, strike out "Immediately upon" and insert in place thereof "Within fifteen days after".

On page 5, line 21, insert a comma after "notice".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Miller, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act authorizing the Public Service Commission of the First District to permit the operation of the street railway line of the Nassau Electric Railroad Company, in the borough of Brooklyn, commonly known as the Church avenue line, without exchanging transfers with connecting lines, notwithstanding the provisions of any charter, franchise, agreement or statute." (No. 928, Int. No. 561.)

"An act to confer jurisdiction on the Court of Claims to hear, audit and determine the claim of Albert A. Johnson against the State for unpaid salary for services rendered under contract as director of the State Institute of Applied Agriculture on Long Island, and to render judgment therefor." (No. 1028, Int. No. 943.)

"An act to authorize, empower and direct the Commissioner of Agriculture to investigate the claim of E. and D. R. Glezen for damages alleged to have been sustained by them in the killing or injury of their sheep by dogs and to determine the amount of such damages." (No. 1035, Int. No. 950.)

"An act in relation to unclaimed interest moneys in the hands of the public administrator in the county of New York, and the use of a portion thereof for certain purposes." (No. 1420, Int. No. 368.)

"An act to amend the Military Law, in relation to certain State officers and employees who served in the Federal military, naval or marine service during the World War." (No. 1417, Int. No. 607.)

"An act to amend the Code of Criminal Procedure, in relation to the right of defendant, on acquittal, to compensation." (No. 1375, Int. No. 667.)

"An act to amend the Inferior Criminal Courts Act of the City of New York, in relation to copies of stenographic minutes of proceedings." (No. 1374, Int. No. 314.)

"An act to amend the Stock Corporation Law, in relation to consent of stockholders." (No. 883, Int. No. 825.)

"An act to amend the General Municipal Law, in relation to the payment to legal guardians of awards made by child welfare boards." (No. 1370, Int. No. 17.)

“An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of the Peter Keeler Building Company against the State for money expended by it for additional labor and overtime work under a contract for the erection and completion of the poultry building at the State Fair grounds near Syracuse, New York.” (No. 1135, Int. No. 1023.)

Mr. Pette offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on codes be discharged from the further consideration of the bill (No. 97, Int. No. 97) entitled “An act to amend the Penal Law, in relation to barbering on Sunday in the city of New York.”

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Pette moved to amend as follows:

Strike out all of section 2, and insert in its place the following:

“§ 2. The curtain shall be drawn in such a manner that the interior of such shop or place where barbering is done, may be readily seen from the sidewalk, alley or road in front of the building, or if such shop or place be above the first floor or an interior room, the door shall be fitted with clear glass through which during prohibited hours a clear and unobstructed view of the interior can be had.

“§ 3. This act shall take effect immediately.”

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Pette, said bill was ordered reprinted and recommitted to said committee.

Mr. Rayher offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 1010, Int. No. 925) entitled “An act to amend the Decedent Estate Law, in relation to the rights of a surviving wife to a share of the personal estate of deceased husband.”

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

**INDEX TO ASSEMBLY
1921**

PLAN OF INDEX

This Journal is indexed upon the following plan.

1. Every bill relating to a locality may be found indexed under the name of that locality and ordinarily will not be found indexed under the subject to which it relates.

2. All bills relating to Kings county will be found under the New York, General, and all bills relating to Greater New York under New York City, General, and New York City, Charter.

3. Every general bill will be found indexed under the proper subject.

4. Every resolution, excepting those recalling bills, will be found under "Resolution." —

5. Every bill relating to canals will be found under "Canals."

6. The bills relating to general laws under the proper heads, i. e., "Banking Law," "Benevolent Orders Law," "Game Laws," "Lien Law," "Revised Statutes," &c., &c., also under the head "General Laws."

7. All claim bills under "Claims."

8. Bills relating to cities of either class under "Cities of 1st Class," "Cities of 2d Class," &c., &c.

9. All code amendments under the heads of "Code Civil," "Code Criminal," and "Code Penal."

10. All petitions under "Petitions," and reports under "Reports."

11. All points of order under "Points of Order."

12. All decisions and acts of Speaker under "Speaker."

13. Privileges of floor under "Privilege."

14. All matters not relating to bills under the proper head.

15. The number used in this index, viz.: "Int. No., refers to Assembly bill and its introductory number, and when "Rec. No." is used, it refers to a Senate bill and its reception number.

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